

## CITY OF TAKOMA PARK, MARYLAND

Regular Meeting of the Mayor and Council  
and  
Public Hearing on Takoma/Langley CDMA Proposed Legislation  
November 9, 1987

## CITY OFFICIALS PRESENT:

Mayor Del Giudice	Asst. City Administrator Habada
Councilmember Bradley	Deputy City Clerk Jewell
Councilmember d'Eustachio	Cable Coordinator Smith
Councilmember Haney	Div. of Ec. & Comm. Dev. Dir. Neal
Councilmember Iddings	Recreation Director Ziegler
Councilmember Levy	
Councilmember Sharp	
ABSENT: Councilmember Williams	

The Mayor and City Council convened at 8:08 P.M. on Monday, November 9, 1987 in the Council Chamber at 7500 Maple Avenue, Takoma Park, Maryland. Following the pledge, the Council Meeting Minutes of August 10 and September 14, 1987 were presented for approval; Councilmember Sharp moved approval, collectively, duly seconded by Councilmember Iddings. The Minutes were approved as written by unanimous vote. Referring to the September 14 Minutes, Councilmember Bradley remarked she was pleased that Washington Adventist Hospital had responded to her suggestion during that meeting that they contribute toward the cost of repairs to the storm drains and related sidewalk work on Maple Avenue. The Mayor affirmed that the hospital had contributed to that project.

The Mayor reminded that the upcoming November 16 meeting would be the final meeting of the incumbent elected body; new officials recently elected would be sworn in that evening. He encouraged all who could to attend.

The Mayor noted receipt of a form from the Local Elected Officials Project of the Center for Innovative Diplomacy and said that group would be presenting the Nevada Declaration at the National League of Cities Meeting. He explained the document would request that President Reagan seek an immediate end to all nuclear weapons testing in conjunction with the Soviet Union, and asked that members of the Council affix their signatures to the form in support of the declaration.

Mayor Del Giudice presented plaques recognizing and expressing appreciation for their dedicated years in service to the City to two former employees, Anna Bennington and Judy Barrett, who served in the Administrative Office for 15 and 14 years, respectively.

CITIZENS' COMMENTS: (not directed at items for Council Action)  
Barbara Beelar, Maple Avenue, Co-Chair, Citizens' Coalition on Transportation: gave an update on getting smaller Ride-On buses in use in the City, commenting that it was not going to be easy to accomplish. She said the county had received bids from 5 contractors wanting to provide the service, however, no decision had been made to date, and it was critical that occur before January. She said the Coalition had scheduled a meeting for December 1, would be providing an informational packet to new Councilmembers, and asked that time be allotted for them at a November Council Meeting for a brief presentation.

Wayne Upton, 7600 Maple Avenue: related having recently seen the movie "Cry Freedom" concerning apartheid in South Africa, and encouraged people to see it; he said some events were comparable to those that occurred in Nazi Germany.

ITEMS FOR COUNCIL ACTION:1. Acceptance of Board of Elections Report.

Mayor Del Giudice explained that the motion made on November 4 to accept the Election Judges' Report had been tabled definitely until the present meeting due to lack of a quorum; he noted the report certified the results of the November 3 election, including himself as Mayor to serve a 2-year term; William Leary as Councilmember from Ward

1; James Douglas, Ward 2; Paul d'Eustachio, Ward 3; Gregory Hamilton, Ward 4; Marc Elrich, Ward 5; Janice Martin, Ward 6; and Edward Sharp, Ward 7. Councilmember Bradley expressed thanks to the Election Judges for their service, and congratulations to newly elected Councilmembers. The report was accepted by unanimous vote. Those newly elected Councilmembers who were present were given their Certificates of Election.

2. Public Hearing and Second Reading of an Ordinance Creating Takoma/Langley Commercial District Management Authority.

The Mayor recognized and welcomed State Delegates Maloney and Rosapepe from the 21st District.

Delegate Maloney: stated he would also be speaking for Delegate Menes and Senator Dorman, both of whom were unable to attend. He endorsed and spoke in favor of CDMA's, generally, relating some background and history of the concept. He related, however, having received a request from Prince George's County Councilmember Casula asking that he talk with a representative of the B. F. Saul Company, owner of one of the quadrants lying within the area that would be affected by the proposed CDMA. He said he had done so and was advised that a significant number of retailers within the quadrant were opposed to the CDMA as it was presently constituted. He said he had not contacted individual merchants, however, would encourage that be done and that a compromise be reached that would be agreeable to all involved. Additionally, he urged that the City move forward with the CDMA concept, stating he felt it to be valid, workable and deserving of support.

Delegate Rosapepe: congratulated newly elected officials and those who would soon be completing their tenure. He said he supported the CDMA concept and would encourage the City to proceed with it. He referred to and spoke concerning his own previous involvement in economic development in the City of College Park, as well as at the state level, noting that the Maryland Main Street Development Association was founded during redevelopment of College Park and that he served as its first President. Based on his own experience, he said he did not feel the fact there was some opposition in the business community was a valid reason not to proceed; he said the intent was to help the majority, the progressive business owners who want to invest in the community, and that would help to bring those who are slower moving along in the process. He said the CDMA was a tool that allowed everyone to participate on an equitable basis, and urged that the City proceed with its legislation.

Erwin Mack, Takoma/Langley Business & Professional Association: congratulated newly elected officials, expressed regrets at their leaving and thanks for assistance rendered to those who would no longer be serving on the Council. Mr. Mack commented that the business association had existed for about 4 years, and that a number of things had taken place that could be attributed to its existence and efforts, and the City's cooperation and assistance. He said about a year prior, the association had become aware, through the City, of available assistance at the state level, and said he would defer to the state representative to make his comments.

Bill Groverman, Development Officer, Maryland State Department of Housing and Community Development: spoke concerning the CDMA concept, which he said was enacted in 1984 for the purpose of providing communities with a tool to manage their commercial districts. He said the state, to date, had been making matching grants to communities to assist in the effort to establish commercial districts, and pointed out that Takoma Park, along with several other municipalities, had received such a grant in 1986, and all were in the process of establishing CDMA legislation. He remarked that the Flower/Piney Branch commercial area (as well as others) had expressed interest in proceeding with such legislation in 1988; support for the concept was steadily gaining momentum. He noted that CDMA's were being increasingly utilized as a means to promote and ensure prosperity of the business community not only in the U.S., but in Canada and other parts of the world (while they may be called by other names in other locales).

Erwin Mack commented that hundreds of hours of preparation and refining had gone into the proposed ordinance before the Mayor and Council, so that it would be acceptable to the majority of business owners. He said some opposition had not been unanticipated, but that it was a surprise that it was so long in being voiced. He said it was somewhat puzzling that anyone would oppose something that would improve the situation over what it had previously been. Mr. Mack related that he had two letters from people who were unable to be present at the meeting, including Donna Robb, President of Clancy Robb Associates, a tenant in the Langley Professional Building, who had asked that her letter be read. Mr. Mack read Ms. Robb's letter verbatim; it expressed her full support for the CDMA and hope that it would move forward, and stated her full awareness of the yearly assessment that would be levied on her business. A copy of the letter was submitted to Ms. Jewell for the record. Additionally, Mr. Mack read a letter from Charles J. Reed, the owner of the Video Outlet, stating support for the CDMA and passage of the enabling legislation. Mr. Mack summarized the extensive process the association had gone through to comply with city, county and state requirements for enabling legislation, and referred to the fact sheet they had come up with which very clearly identified the resulting cost to individuals. Subsequently, he said, with funding assistance from the state, county and City, Matthew Dorman was employed as Revitalization Manager to independently canvass all individual business owners, utilizing the aforementioned fact sheet. Based on that survey, he said there was a clear majority in favor of the CDMA.

Matt Dorman, Commercial Revitalization Consultant for Prince George's County Economic Development Corporation: stated he had worked for the Takoma/Langley Business & Professional Association from September 15, 1986 to June 1, 1987, as Commercial Revitalization Manager. He reiterated the canvassing process as outlined by Mr. Mack, and said the initial response from business owners in the area included 60 pro, 2 con, and about 40 who did not respond at all. He said as months wore on, the numbers shifted only very slightly, but not in any way that would affect the overall picture. He stated there were 115 businesses in the commercial area, and about half of those would be affected by City legislation (noting that county legislation had not been successful to date). He related that in the course of the survey he performed, in the Southeast quadrant 27 owners were pro, 1 con, and 18 expressed no opinion; in the Southwest quadrant, 8 were pro and 1 con. He said he had assured business people at the time he did the survey that their opinions would be completely confidential; however, said he understood that since, another party (B. F. Saul) had done a survey and gotten quite different results.

Concerning differing statistics, Mr. Mack said the association had been quite distressed to learn that property owners/managers had written letters which could be construed as threatening in tone to leaseholders/renters, particularly since those parties had been given every opportunity to speak out during initiation of the entire process, and they had failed to do so or to make any effort to work with the association or try to reach a compromise. He said the apparent bone of contention with that group lay on page 4, in Sec. 4(a)-3, "Purposes," of the proposed ordinance. He said he felt that the intent of the section had been misconstrued, and that there was no intention to duplicate any services or amenities already provided by owners, but primarily to promote and market the district, and to give owners a voice in what they would like to see provided. He thanked Delegates Maloney and Rosapepe for their efforts and assistance, and commended Matt Dorman for the work he had done. Responding to the Mayor, Mr. Mack related that out of a possible 115 members in the Business & Professional Association, there were 72 voluntary participants; yearly dues were \$50 per address, \$100 for property managers, and \$100 for property owners. He said while some longtime owners had thought the association would not last, it had been in existence for 4 years now and was ready to move on to formation of a CDMA, with the assistance of the City.

Jim Donlon, Franklin Property Company, Managing Agent for B. F. Saul Real Estate Investment Trust: stated his firm was opposed to the CDMA,

based on the fact that the majority of tenants and property owners did not favor it. He said it would be a duplication of services already provided, a lot of improvements had already been made. He said he had presented results of a poll he had taken at the Hampshire/Langley Shopping Center in response to a letter from Prince George's County Councilmember Anthony Ciccoria. Mayor Del Giudice pointed out that Mr. Ciccoria's letter was not unbiased -- he had stated therein that he saw little reason for any business person wanting a CDMA. Mr. Donlon stated that 100% of owner/operators in the shopping center had signed that they opposed the CDMA, as did a number of operators of national chains located in the shopping center, such as McCrory's, Radio Shack, etc. He said a number of businesses were not even aware of what was going on concerning the legislation.

Councilmember Sharp commented that, based on Mr. Ciccoria's letter, he felt there was some misunderstanding of what the CDMA would do -- its primary purpose and additional amenities that could be provided.

Bernard Hyson, Vice-President, Sovran Bank: stated he had participated in the association for the past two years; said his firm had 42 tenants in one quadrant and out of those there was only one opposed to the CDMA. He said he felt the change in numbers in part of the area was attributable to pressures applied by the management company. Mr. Hyson expressed support for the CDMA and said he hoped the legislation would be adopted.

Katherine Hemmerdinger, partial owner of Alkat's Sunshine Center, Holton Lane: said she had been a member of the Business & Professional Association since its inception, and had also sat on the Community Development Committee in Takoma Park, had been very active in the effort to revitalize the area. She said she supported the CDMA and felt there was a real need for it; she urged that the enabling legislation be adopted.

Helen Beebe-Perez, Citicorp Savings of Washington, D.C.: stated her firm was in support of the CDMA.

Tai Upkim, Banner Dry Cleaners: expressed support.

Dr. Monroe Stokvis, Optometrist, Langley Professional Building: stated he had been in the area 17 years; expressed support for the CDMA.

Mr. Hyson remarked that of the 41 tenants in Sovran-owned property who had expressed support, he had never spoken personally to them at any time on the subject of the CDMA.

The Mayor noted a memorandum from Daniel Neal, Director of the Division of Economic and Community Development in the City, concerning some suggested amendments to the legislation. He remarked there would be one he would wish to propose himself concerning elimination of the exemption for professional offices using less than 1,000 sq. ft.; Mr. Neal responded it was intended to eliminate that exemption, however, professional offices would be assessed at a lower rate than retailers. Councilmember d'Eustachio moved to delete the exemption from Sec. 4.A-1.(6)(e), duly seconded by Councilmember Sharp. Mr. Sharp inquired whether or not professionals who would be affected by the change had been notified of the proposed amendment. Mr. Dorman stated that he had notified such persons by letter (a copy of which was submitted for the record), as well as by distribution of a flyer in the Professional Building advising tenants of the upcoming Public Hearing on the legislation and its possible impact upon them. He said he had received no communications in response, nor had anyone else. The Mayor noted the need for editorial changes subsequent to the proposed deletion, i.e., the word "and" would be moved to follow subsection (c), and a period rather than a semicolon would follow the word "warehouses" in subsection (d). The amendment was passed by unanimous vote. The Mayor noted that, as a result of worksession discussion, a new subsection was added on page 8 of the ordinance which would permit designation of a representative of the county by the County Executive. Inasmuch as that change was made subsequent to First Reading, he suggested it should be effected as an amendment for the record. Councilmember

Sharp so moved, duly seconded by Councilmember Iddings. It was noted this would add a new subsection (4) to subsection (e) concerning ex officio non-voting members to the Board of Directors. The amendment was passed by unanimous vote.

Councilmember Haney moved adoption of the ordinance, as amended, duly seconded by Councilmember Sharp. Councilmember Bradley remarked on having been present at a MML meeting several years ago at which the Mayor of Hagerstown introduced and began promoting the original CDMA legislation for passage at the state level; she said she was pleased to see Takoma Park benefitting from it because the City had officially supported it. She inquired whether the level of opposition/lack of support voiced at the ninth hour concerning the City's legislation was greater or less than the average in other jurisdictions. Mr. Groverman stated that unanimous support could not be expected, however, the business owners would learn over a period of time that the legislation did in fact work in their favor. Ms. Bradley inquired whether the B. F. Saul group had any alternative language they wished to propose as an option to that which they opposed. The Mayor emphasized that the language referred to was so worded as to track the state enabling legislation; he said while the issue had been considered, the decision had been to stay with the state's language concerning purpose.

Councilmember Haney commended Erwin Mack and other area business owners for all their efforts toward upgrading the commercial area, including the initial formation of the business association and all that had transpired since. He referred to Councilmember Ciccoria's letter and said he felt Mr. Ciccoria had abdicated his responsibility when he failed to promote and support enabling legislation at the county level. He said he was very pleased to support the City's legislation.

Councilmember Sharp said he would not reiterate comments already made, but did wish to point out that businesses in the area would be able to control how the money was spent -- it would not be something the City Council or others would decide -- the Board of Directors elected by the CDMA membership would make such decisions.

Councilmember Iddings commented he would be voting in favor of the legislation, that it was something that had been worked for for a long time and he felt it would be very beneficial. He referred to Daniel Neal's involvement with Maryland Main Street which works with CDMA's, and commended Councilmembers Haney and Sharp, as well as the Mayor, for their considerable efforts in seeing the CDMA through to fruition. He said he would anticipate seeing wonderful things occur in Langley Park as a result.

Councilmember d'Eustachio remarked that while he would vote in favor of the legislation, it would be reluctantly and with disappointment inasmuch as he felt it should never have come before the City, but rather should have been accomplished at the county level. He said the City legislation would benefit the entire area, all four quadrants, and only half the business owners would pay the cost -- the others would get a free ride, which was not fair. He said he felt what would occur as a result of the legislation would be positive and, for that reason, he would support it; however, did not anticipate that the City legislation would be the end of the matter and that ultimately the county would fulfill its responsibility in a way that would bring the entire area into a CDMA.

The Mayor made brief concluding comments, summarizing the process undergone and thanking all those who had appeared to speak. He concurred with Mr. d'Eustachio's remarks concerning a preference that the county exercise their responsibility in the matter, but said that until that body recognized the need to employ this mechanism to generate and promote inner beltway development and started to enact enabling legislation throughout the county, then municipalities would have to take the lead.

The ordinance was adopted by roll call vote as follows: AYE:  
Councilmembers Bradley, d'Eustachio, Haney, Iddings, Levy and Sharp;

NAY: None; ABSENT: Councilmember Williams.

ORDINANCE #1987-54  
(attached)

Original agenda item #3, Second Reading of the Municipal Infraction Ordinance, was tabled until the November 16 meeting to await further necessary staff input from Corporation Counsel's office. The motion to table was made by Councilmember Sharp, duly seconded by Councilmember d'Eustachio, and carried by unanimous vote.

3. Second Reading of Personnel Classification Amendment Ordinance. The Mayor noted that the ordinance created a Clerk Typist III position at a Grade 7 level, and deleted Grades 13-17, creating in their place Executive Classes 1-4. Councilmember Sharp moved adoption, duly seconded by Councilmember Iddings. The ordinance was adopted by roll call vote as follows: AYE: Councilmembers d'Eustachio, Iddings, Levy and Sharp; NAY: None; ABSENT: Councilmembers Bradley, Haney and Williams.

ORDINANCE #1987-55  
(attached)

It was noted that original agenda item #5 was an error, was repetitive of the ordinance just enacted.

4. Second Reading of an Ordinance Authorizing Installation of Stop Signs at Valleyview and Willow.

Councilmember Iddings moved adoption, duly seconded by Councilmember Sharp. Mr. Iddings noted, for the record, that Ned and Suzie Young were in attendance, pointing out that Ms. Young was the originator of the petition for the stop signs. He noted no opposition had been expressed to the Traffic Committee concerning the proposed installation. The ordinance was adopted by roll call vote as follows: AYE: Councilmembers d'Eustachio, Iddings, Levy and Sharp; NAY: None; ABSENT: Councilmembers Bradley, Haney and Williams.

ORDINANCE #1987-56  
(attached)

5. Second Reading of an Ordinance Instituting a No Parking Zone on Hancock Avenue.

Councilmember Iddings noted provision of an amended version of the ordinance which effected necessary changes; he moved adoption, as amended, duly seconded by Councilmember Sharp. Mr. Iddings noted the presence in the audience of David Mead and Larry Hoyes, two of the affected residents of Hancock Avenue. The ordinance was adopted by roll call vote as follows: AYE: Councilmembers d'Eustachio, Iddings, Levy and Sharp; NAY: None; ABSENT: Councilmembers Bradley, Haney and Williams.

ORDINANCE #1987-57  
(attached)

Mr. Mead commented that it was at his and Mr. Hoyes' request that speed humps were installed on Sherman Avenue. He said they were a great success and thanked the Mayor and Council.

6. First Reading of an Ordinance Instituting Twenty Minute Parking in Front of 7811 Wildwood Drive.

The Mayor explained that the resident of the subject address was handicapped and elderly; creation of the limited parking space would facilitate her receiving deliveries, cab service, etc. He moved acceptance for First Reading, duly seconded by Councilmember Sharp. Discussion ensued concerning discontinuation of the parking restraint in the event the occupant of the house moved or the limit was no longer needed; Mr. d'Eustachio suggested staff send a letter asking that the City be notified in such event so that the sign could be removed. The Mayor remarked he would hope that in the near future the responsibility for dealing with such requests could be delegated to the City Administrator rather than the elected body spending time on

them. The ordinance was accepted for First Reading by unanimous vote.

ORDINANCE #1987-  
(attached)

7. First Reading of Amendment to Ordinance #1987-32. "Pay Scale for Employees."

The Mayor noted that, in effect, the amendment would delete reference to Grades 14-17 and would insert Executive 1-4 in its place, and would delete line 13 from the pay scale. Councilmember d'Eustachio remarked on a need to tighten up administrative procedures to ensure that copies of agenda items were disseminated to the Council prior to meetings (copies of the amendment had not been distributed in the package). Mr. Sharp referred to a comment he had made at an earlier meeting concerning blindly voting on appointment of an individual to a seat on a committee when the Council had not been furnished copies of the person's resume for examination; he noted that instance was included in the Minutes approved earlier. The Mayor noted that the written version of the proposed ordinance to amend would be furnished for the November 16 meeting, at which time Second Reading would occur. The ordinance was accepted for First Reading with Councilmember Iddings Abstaining due to lack of a hard copy of the proposed legislation, balance of Council present voting Aye.

ORDINANCE #1987-  
(attached)

8. First Reading of Amendment to Ordinance #1987-46. "Executive Pay Plan Ordinance."

The Mayor noted that he and some other members of the Council did not receive copies of the legislation in their packages. Councilmember d'Eustachio moved acceptance for First Reading, duly seconded by Councilmember Levy. Mr. d'Eustachio noted that while the ordinance had been amended earlier to lower the salaries in the first quartile of each grade, those had somehow been subsequently raised. Councilmember Iddings moved that the lower numbers adopted earlier be restored to the first quartile in each of the Executive grades, duly seconded by Councilmember Sharp. The motion to amend carried by unanimous vote. The ordinance, as amended, was accepted for First Reading by unanimous vote.

ORDINANCE #1987-  
(attached)

9. First Reading of Budget Amendment Ordinance - S.E.S. Salaries.

Councilmember Bradley moved acceptance for First Reading, duly seconded by Councilmember d'Eustachio. Responding to Mr. Sharp concerning an increase in Cable TV revenue, Ms. Habada explained that some local merchants were underwriting video tape purchases and, in order for that money to be spent, it had to be recognized as revenue. She stated that City funds for the Cable TV budget were in no way affected. The ordinance was accepted for First Reading by unanimous vote.

ORDINANCE #1987-  
(attached)

10. Second Reading of an Ordinance Concerning Smoking.

Councilmember Bradley noted that in response to questions raised concerning Tillie Frank at the First Reading, some additions to the language of the ordinance had been effected, i.e., in Sections 4 and 9. She moved adoption of the ordinance, as amended, duly seconded by Councilmember Haney. Responding to Mr. Sharp, Ms. Bradley said it would be her assumption that staff would be forwarding copies of the legislation to the counties and reminding them that their enforcement would be expected in the City. Councilmember Iddings commented he would be voting in the negative on the ordinance, despite personal distaste for smoking either in restaurants or elsewhere, inasmuch as those eating establishments within the city that would be affected already have no smoking sections and he did not think the legislation was necessary or useful. Councilmember Haney commented on his own severe allergy to tobacco smoke and said he would hope to someday see

smoking completely banned from restaurants. Councilmember Bradley remarked she thought the County Council would be introducing a bill that would ban smoking in all public places, and she would support that. The ordinance was adopted by roll call vote as follows: AYE: Councilmembers Bradley, d'Eustachio, Haney, Levy and Sharp; NAY: Councilmember Iddings; ABSENT: Councilmember Williams.

ORDINANCE #1987-58  
(attached)

Councilmember Iddings moved to adjourn, duly seconded by Councilmember Sharp. The meeting adjourned at 10:08 P.M., to reconvene at 8:00 P.M. on November 16, 1987 for swearing in of newly elected officials.



Introduced by: Mayor Del Giudice

1st Reading: 10/26/87  
2nd Reading: 11/9/87

**ORDINANCE NO. 1987-54**

AN ORDINANCE concerning:

The Takoma/Langley Crossroads Development Authority. For the purpose of establishing the Takoma/Langley Commercial Management District and a commercial district management authority known as the Takoma/Langley Crossroads Development Authority for certain purposes; establishing the geographic boundaries of the Takoma/Langley Crossroads Management District; providing for the membership and organization of the Authority; and generally relating to the establishment of the Takoma/Langley Crossroads Development Authority by adding:

**CHAPTER 4A COMMERCIAL MANAGEMENT  
DISTRICTS AND AUTHORITIES**

Sections 4A-1 through 4A-11,

BE IT ENACTED by the Mayor and Council of the City of Takoma Park, Maryland that a new Chapter comprising Chapter 4A be and the same hereby added to the Code of Takoma Park, Maryland:

**CHAPTER 4A COMMERCIAL MANAGEMENT  
DISTRICTS AND AUTHORITIES**

**Sec. 4A-1. Definitions.**

(a) For the purposes of this Chapter, the following terms shall have the meanings indicated:

(1) "At-large" shall mean elected by all voting members of the Authority.

(2) "Authority" shall mean the Takoma/Langley Crossroads Development Authority.

(3) "Business" shall mean any person or organization operating or conducting a trade or business, including, without limitations, retail and wholesale enterprises, and property owners.

(4) "City" shall mean the City of Takoma Park, Maryland, a municipal corporation.

(5) "District" shall mean the geographical area designated in this Chapter in which the Authority shall operate and perform its responsibilities.

(6) "Exempt Business" shall mean a business within the District which is not subject to the assessment of fees by the Authority. Exempt businesses shall include:

- (A) Federal, State, County, or City governments or their agencies;
- (B) religious groups or organizations;
- (C) volunteer fire companies and rescue squads; and
- (D) warehouses.

(7) "Fees" shall mean the license fees of the members of the Authority used to finance the programs and accomplish the purposes of the Authority.

(8) "Hotel/motel" shall mean an establishment which contains six or more guest rooms where temporary lodging is provided for compensation.

(9) "Retail" shall mean a business establishment that:

(A) sells goods or services directly to ultimate consumers; and/or

(B) uses space that has direct access to:

- (i) the street;
- (ii) the ground floor of a building;
- (iii) a mall; or
- (iv) a parking lot of a shopping center or mall

(10) "Professional" shall mean any establishment that:

(A) sells goods other than retail or services directly to ultimate consumers; and

(B) uses space that does not have direct access to:

- (i) the street;
- (ii) the ground floor of a building;
- (iii) a mall; or
- (iv) a parking lot of a shopping center or mall

(11) "Warehouse" shall mean a building used for the storage of goods or materials.

**Sec. 4A-2. Establishment.**

(a) Pursuant to Article 23A, Section 9(35) of the Annotated Code of Maryland, there is hereby established the Takoma/Langley Commercial Management District and the Takoma/Langley Crossroad Development Authority, as an independent entity.

(b) The Authority shall incorporate and obtain liability insurance.

**Sec. 4A-3. Purposes.**

The purposes of the Authority shall be to promote and market the District, and to provide security, maintenance, and amenities within the District.

**Sec. 4A-4. District boundaries.**

The Takoma/Langley Crossroads Commercial Management District is described as follows:

(a) All land bounded by University Boulevard, Anne Street, Kennewick Avenue, Kirklynn Avenue, and New Hampshire Avenue.

(b) All land bounded by New Hampshire Avenue, Kirklynn Avenue, Hammond Avenue, and Holton Lane, except lots 13, 14, 15, 16, 17, 18, and 19.

(c) All land bounded on the north by University Boulevard, the west by New Hampshire Avenue, the south by Holton Lane, and extending to the east to the eastern limits of the City.

(d) All land bounded on the east by the corporate limits of the City, the north by Holton Lane, the west by New Hampshire Avenue, and extending south to include parcels B and C of the property known as the Cohen Brothers' Property recorded in the Land Records of Prince George's County in Plat Book WWW55 at Plat No. 6.

**Sec. 4A-5. Limitations on the Powers of Authority.**

The Authority shall not:

- (a) be able to exercise the power of eminent domain;
- (b) purchase, sell, construct, or, as a landlord, lease office or retail space;
- (c) except as otherwise authorized by law, engage in competition with the private sector; or
- (d) enter into any contract, agreement, undertaking, or obligation which could result in any pecuniary liability to the City or a charge against the general credit and taxing powers of the City.

**Sec. 4A-6. Composition of the Authority.**

(a) Every business in the District is a member of the Authority and may participate in the activities of the Authority.

(b) Every member of the Authority may vote on matters before the Authority except:

- (1) exempt businesses;
- (2) businesses that have not paid all fees that are due; and
- (3) any other business that is not in good standing under the bylaws.

**Sec. 4A-7. Bylaws.**

(a) The first meeting of the members of the Authority, must be announced 14 days in advance. At that meeting, a majority of the voting members present shall adopt bylaws consistent with the requirements of Article 23A Section (9)(35) of the Annotated Code of Maryland and this Chapter. A copy of the bylaws shall be provided to the City for its review.

(b) An amendment to the bylaws cannot be adopted at the same meeting at which the amendment was introduced. The bylaws may be amended by a two-thirds vote of the members present.

**Sec. 4A-8. Board of Directors; Officers.**

(a) The Authority shall be directed and administered by a Board of Directors elected by the voting members of the Authority in accordance with the bylaws.

(b) The Board shall include one voting director from each of the following areas, elected by the members in those areas (and any other areas provided for in the bylaws). The boundaries of these areas shall be established in the bylaws.

- (1) Southwest quadrant
- (2) Southeast quadrant north of Holton Lane.
- (3) Holton Lane/Hampshire Place Property.
- (4) Langley Professional Building (7676 New Hampshire Avenue)

(c) The voting members of the Authority shall elect at-large a Chair, Vice-Chair, and enough other directors not to exceed ten.

(d) Except as provided in the bylaws, there shall be no more than one at-large director in each of the following categories:

- (1) Owner operator;
- (2) Chain store;
- (3) Professional; and
- (4) Property owner.

(e) The Board shall also include, as ex officio, non-voting directors:

(1) The City Council Member (or Members) in whose Council Ward(s) the Takoma/Langley Commercial Management District is located; or a designee.

(2) A representative of the State Secretary of the Department of Housing and Community Development; and

(3) A representative of the City of Takoma Park designated by the Mayor; and

(4) A representative of Prince George's County designated by the County Executive.

(f) In addition to the chair and vice-chair who are elected at-large, the directors shall elect two directors as secretary and treasurer. These four directors shall constitute the officers of the Authority.

**Sec. 4A-9. Budget.**

(a) The Board shall submit a proposed annual budget to the members of the Authority and the Mayor and Council of the City. The Board shall adopt a budget at a meeting of the Authority within 30 days of the date the proposed budget is submitted to the members and to City officials.

(b) The Board may amend the budget without 30 days notice if the amendment involves less than an amount of money specified in the bylaws.

**Sec. 4A-10. Licenses.**

Every business in the District must obtain an annual license issued by the Authority.

**Sec. 4A-11. License Fees.**

(a) The annual license fee shall be based on the nature of the business and the number of square feet used in the business. Exempt businesses do not pay any fees.

(b) (1) The fees shall be as follows:

<u>Category</u>	<u>Fee per square feet</u>	<u>Maximum fee</u>
Retail	20c	\$3,500.00
Professional	10c	\$3,500.00
Hotel/motel, theater	6.67c	\$3,500.00
Property Owner	5c	\$3,500.00
Warehouse	0c	\$0.00

(2) If a business falls in more than one license fee category, it shall be charged only for the category with the highest license fee.

(d) At the request of the Board, the City shall collect and enforce license fees on behalf of the Authority as its agent. Unpaid license fees shall be assessed an additional late payment fee of one percent of the fee per month or any portion of a month. The City may charge the Authority for the expenses incurred in collecting fees. The Authority by vote of its Board is empowered to institute suit to collect unpaid fees.

(e) The Board shall appoint an appeals panel as provided in the bylaws. The appeals panel shall hear all objections to the license fee set for each business. The only issues that may come before the appeals panel are whether:

(1) the nature of the business has been accurately determined;

(2) the number of square feet of space used by the business is correct; and

(3) the fee has been correctly calculated based on the rate and the square footage.

#### Sec. 4A-11. Meetings

The Board shall meet at least once a month. The Authority shall meet at least twice a year.

(b) All meetings shall be open to the public, except for executive sessions as provided for in the bylaws.

Adopted this 9th day of November, 1987, and, unless extended by an ordinance adopted by the Council, Sections 4A-1 through 4A-11 will no longer have any affect and are hereby repealed effective January 1, 1992.

#### ROLL CALL

AYE: Bradley, d'Eustachio, Haney, Iddings, Levy, Sharp

NAY: None

ABSENT: Williams

Introduced by:

1st Reading: October 26, 1987  
2nd Reading: November 9, 1987

ORDINANCE NO. 1987-55

An ordinance to amend the Personnel Classification System

BE IT ORDAINED BY THE CITY COUNCIL OF TAKOMA PARK, MARYLAND

SECTION 1. New Position classes and change in GRADES. The grade structure adopted by Ordinance No. 1986-53, Section 2, as amended is amended to add and delete the following positions; delete Grade designations 13-17; amend Grades 14-17 to read Executive 1-4.

<u>GRADE</u>	<u>JOB CLASSES</u>
GRADE 1	:
GRADE 2	: Custodian
GRADE 3	: Laborer; Clerk Typist I;
GRADE 4	: Account Clerk I; Library Shelver; Communications Dispatcher; Assistant Driver; Police Records Clerk;
GRADE 5	: Recreation Aide; Tool Library Attendant; Equipment Operator I;
GRADE 6	: Account Clerk II; Secretary; Personnel Clerk; Library Assistant; Recreation Specialist; Driver Foreman; Equipment Operator II; Clerk Typist II;
GRADE 7	: Administrative Clerk I; Playground Coordinator; Equipment Operator III; Code Enforcement Officer I; Police Private; <u>Clerk Typist III</u> ;
GRADE 8	: Administrative Clerk II; Executive Secretary; Gym Supervisor; Police Private First Class; Tree Maintenance Foreman; Building Mechanic; Mechanic; Community Development Coordinator;
GRADE 9	: Account Supervisor; Administrative Supervisor; Deputy City Clerk; Police Affairs Specialist; Police Corporal; Parks Foreman; Street Foreman; Housing Coordinator; Master Mechanic; Housing Rehabilitation Construction Coordinator;
GRADE 10	: Librarian; Police Sergeant; Sanitation Supervisor; Street Supervisor;



GRADE 11 : Youth Outreach Worker; Recreation Supervisor;  
Code Enforcement Supervisor;

GRADE 12 : Assistant Library Director; Police Lieutenant;  
Cable TV Coordinator;

[GRADE 13]:

[GRADE 14] : [Police Captain (Deputy Chief);] Assistant Public  
Executive 1: Works Director; Director of Economic & Community  
Development;

[GRADE 15] : Library Director; Recreation Director; Housing  
Executive 2: Services Director; Police Captain (Deputy Chief)

[GRADE 16] : Assistant City Administrator;  
Executive 3:

[GRADE 17] : Police Chief; Public Works Director;  
Executive 4:

SECTION 2. EFFECTIVE DATE. This Ordinance shall become effective  
upon enactment.

NOTE: Underlining indicates new matter to be added to existing  
code language.

[ ] indicates matter to be deleted from existing code  
language

(AMENDED)

Introduced By: Councilmember Lynne Bradley

1st Reading: 10/13/87  
2nd Reading: 11/9/87

ORDINANCE NO. #1987- 58

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF TAKOMA PARK, MARYLAND,

- SECTION 1. THAT WHEREAS the Mayor and City Council wish to protect the health, comfort and environment of nonsmokers; AND
- SECTION 2. THAT WHEREAS in an effort to consider the needs and concerns of nonsmokers and smokers alike, in eating and drinking establishments throughout the City of Takoma Park; and
- SECTION 3. THAT WHEREAS both Montgomery County and Prince George's County have passed legislation relating to smoking in eating and drinking establishments; AND
- SECTION 4. THAT WHEREAS pursuant to the authority granted by the Charter of the City of Takoma Park, Maryland and the laws of the State of Maryland, Takoma Park hereby opts in to Montgomery County Code Chapter 24-9A and Prince George's County Code Subtitle 19, Division 5.
- SECTION 5. NOW THEREFORE BE IT HEREBY ORDAINED THAT the City of Takoma Park, Maryland, hereby adopts by reference Montgomery County Code Chapter 24-9A, "Smoking in Eating and Drinking Establishments"; AND
- SECTION 6. THAT the provisions of Montgomery County Code Chapter 24-9A shall prevail in the Montgomery County portion of the City and be applied to all restaurants located therein, seating fifty (50) or more persons, and be administered and enforced by the Montgomery County government; AND
- SECTION 7. THAT BE IT FURTHER ORDAINED THAT the City of Takoma Park, Maryland, hereby adopts by reference Prince George's County Code Subtitle 19, Division 5, "Smoking Regulations and Restrictions", AND
- SECTION 8. THAT the provisions of Prince George's County Code Subtitle 19, Division 5 shall prevail in the Prince George's County portion of the City and be applied to all restaurants located in the Prince George's County portion of Takoma Park, seating more [less] than seventy-five (75) persons, and be administered and enforced by the Prince George's County government; AND

(Over)

Item # 6

Introduced by:

1st Reading: October 26, 1987  
2nd Reading: November 9, 1987

ORDINANCE NO. 1987- 56

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND

- SECTION 1. THAT all vehicular traffic travelling West on Valleyview shall come to a complete stop at that street's intersection with all vehicular traffic travelling Northeast on Willow Avenue, thereby creating a 2-way stop; AND
- SECTION 2. THAT appropriate stopbars shall be painted across the Valleyview roadway and at the Willow Avenue roadway; AND
- SECTION 3. THAT the Director of Public Works shall survey the intersection and make a determination as to the appropriate placement of the stop signs; AND
- SECTION 4. THAT this ordinance shall become effective upon completion of the signing, which shall include appropriate warning to motorists approaching the intersection; AND
- SECTION 5. THAT the penalty for violation of this ordinance shall be as prescribed in Sec. 1-17(a) of the Code of Takoma Park, Md., 1972, as amended.

ADOPTED BY THE MAYOR AND COUNCIL November 9, 1987

Introduced by: Councilmember Iddings

1st Reading: 10/26/87

2nd Reading: 11/9/87

ORDINANCE #1987- 57

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND

SECTION 1a. THAT parking shall be prohibited on the east side of Hancock Avenue from its intersection with Sherman [Sheridan] Avenue, and continuing in the direction of 155 feet towards Lee Avenue; AND

SECTION 1b. THAT parking shall be prohibited for 155 feet on the east side of Hancock Avenue from its intersection with Sherman [Sheridan] Avenue, and continuing in the direction of Lee Avenue; AND

SECTION 2. THAT the Director of Public Works is hereby directed to erect the appropriate signing; AND

SECTION 3. THAT this ordinance shall become effective upon completion of the signing; AND

SECTION 4. THAT the penalty for violation of this ordinance shall be as stated in Sec. 1-17(a) of the Code of Takoma Park, Md., 1972, as amended.

Underlining indicates new matter added; [brackets] indicates matter to be deleted.

Adopted: November 9, 1987

Introduced by: Mayor Del Giudice

First Reading: 11/9/87  
Second Reading:

ORDINANCE #1987-

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND

- SECTION 1. THAT it has been determined that there is a need for a 20-MINUTE PARKING space in front of 7811 Wildwood Drive, Takoma Park, Maryland, AND
- SECTION 2. THAT the Director of Public Works or his representative shall determine the placement for this space, AND
- SECTION 3. THAT the Director of Public Works is instructed to have the proper sign installed immediately upon adoption of this ordinance, AND
- SECTION 4. THAT this ordinance shall become effective upon adoption by the Mayor and Council and completion of signing, AND
- SECTION 5. THAT the penalty for violation of this ordinance shall be as prescribed in Section 13-64(a) of the Code of Takoma Park, Maryland, 1972, as amended.

Adopted this \_\_\_\_\_ day of \_\_\_\_\_, 1987

Introduced: 11/9/87  
Enacted:  
Effective:

ORDINANCE NO. 1987-

An Ordinance to amend the pay scale for employees.

BE IT ORDAINED BY THE CITY COUNCIL OF TAKOMA PARK, MARYLAND,  
PAYSCALE PLAN AMENDMENT.

Section 1. Section 1(d) of Ordinance 1987-32, an Ordinance known as the Pay Scale for Employees of the City of Takoma Park, is amended to delete Grade 13 from the 36 percent scale as shown on the attached scale.

Section 2. IMPLEMENTATION OF PAY SCALE PLAN AMENDMENT.  
Section 2(a) of Ordinance 1987-32, an Ordinance known as the Pay Scale for Employees of the City of Takoma Park, is amended as follows:

(a) General rule for new grade and step.  
Effective July 1, 1987, all employees, except the City Administrator, Recreation Attendants, Crossing Guards and Senior Management Staff in [Grades 14 through 17], Executive 1 through 4, will be paid under the Pay Scale Plan for:

(1) the grade that their job classifications have been allocated to under Ordinance 1986-23; and

(2) the step that exceeds their salary on June 30, 1987, by the smallest amount.

Section 3. EFFECTIVE DATE

This Ordinance shall take effect upon enactment.

(d) All Other Employees

CITY OF TAKOMA PARK CONTRACT PAY SCALE

		A	B	C	D	E	F	G	H	I	J	K
GRADE	STARTING PAY	ANNUAL	ANNUAL	ANNUAL	ANNUAL	ANNUAL	ANNUAL	BIENNIAL	BIENNIAL	BIENNIAL	BIENNIAL	BIENNIAL
	Percentage Increase	4.25%	4%	3.75%	3.5%	3.25%	3%	2.75%	2.5%	2.25%	2.10%	
1	Annual	12,500.00	13,031.25	13,552.50	14,060.72	14,552.84	15,025.81	15,476.58	15,902.19	16,299.74	16,666.49	17,016.48
	Weekly	240.38	250.60	260.63	270.40	279.86	288.96	297.63	305.81	313.46	320.51	327.24
	Hourly	6.01	6.27	6.52	6.76	7.00	7.22	7.44	7.65	7.65	8.01	8.18
2	Annual	13,437.00	14,008.07	14,568.39	15,114.71	15,643.72	16,152.14	16,636.71	17,094.22	17,521.57	17,915.81	18,292.04
	Weekly	258.40	269.39	280.18	290.67	300.84	310.62	319.94	328.74	336.95	344.53	351.77
	Hourly	6.46	6.73	7.00	7.27	7.52	7.77	8.00	8.22	8.42	8.61	8.79
3	Annual	14,445.00	15,058.91	15,661.27	16,248.57	16,817.26	17,363.83	17,884.74	18,376.57	18,835.98	19,259.79	19,664.25
	Weekly	277.79	289.59	301.18	312.47	323.41	333.92	343.94	353.40	362.23	370.38	378.16
	Hourly	6.94	7.24	7.24	7.81	8.08	8.35	8.60	8.83	9.06	9.26	9.45
4	Annual	15,529.00	16,188.98	16,836.54	17,467.91	18,079.29	18,666.86	19,226.87	19,755.61	20,249.50	20,705.11	21,139.92
	Weekly	298.63	311.33	323.78	323.78	347.68	358.98	369.75	379.92	389.41	398.18	406.54
	Hourly	7.47	7.78	8.09	8.40	8.69	8.97	9.24	9.50	9.74	9.95	10.16
5	Annual	16,693.00	17,402.45	18,098.55	18,777.25	19,434.45	20,066.07	20,668.05	21,236.42	21,767.33	22,257.09	22,724.49
	Weekly	321.02	334.66	348.05	361.10	373.74	385.89	397.46	408.39	418.60	428.02	437.01
	Hourly	8.03	8.37	8.70	9.03	9.34	9.65	9.94	10.21	10.47	10.70	10.93
6	Annual	17,945.00	18,707.66	19,455.97	20,185.57	20,892.06	21,571.05	22,218.18	22,829.18	23,399.91	23,926.41	24,428.85
	Weekly	345.10	359.76	374.15	388.18	401.77	414.83	427.27	439.02	450.00	460.12	469.79
	Hourly	8.63	8.99	9.35	9.70	10.04	10.37	10.68	10.98	11.25	11.50	11.74
7	Annual	19,291.00	20,110.87	20,915.30	21,699.62	22,459.11	23,189.03	23,884.70	24,541.53	25,155.07	25,721.06	26,261.20
	Weekly	370.98	386.75	402.22	417.30	431.91	445.94	459.32	471.95	483.75	494.64	505.02
	Hourly	9.27	9.67	10.06	10.43	10.80	11.15	11.48	11.80	12.09	12.37	12.63
8	Annual	20,738.00	21,619.37	22,484.14	23,327.29	24,143.75	24,928.42	25,676.27	26,382.37	27,041.93	27,650.37	28,231.03
	Weekly	398.81	415.76	432.39	448.60	464.30	479.39	493.77	507.35	520.04	531.74	542.90
	Hourly	9.97	10.39	10.81	11.22	11.61	11.98	12.34	12.68	13.00	13.29	13.57
9	Annual	22,293.00	23,240.45	24,170.07	25,076.45	25,954.12	26,797.63	27,601.56	28,360.60	29,069.62	29,723.68	30,347.88
	Weekly	428.71	446.93	464.81	482.24	499.12	515.34	530.80	545.40	559.03	571.61	583.61
	Hourly	10.72	11.17	11.62	12.06	12.48	12.88	13.27	13.64	13.98	14.29	14.59
10	Annual	23,965.00	24,983.51	25,982.85	26,957.21	27,900.71	28,807.48	29,671.71	30,487.68	31,249.87	31,952.99	32,624.00
	Weekly	460.87	480.45	499.67	518.41	536.55	553.99	570.61	586.30	600.96	614.48	627.38
	Hourly	11.52	12.01	12.49	12.96	13.41	13.85	14.27	14.66	15.02	15.36	15.68
11	Annual	25,763.00	26,857.93	27,932.24	28,979.70	29,993.99	30,968.80	31,897.86	32,775.05	33,594.43	34,350.30	35,071.66
	Weekly	495.44	516.50	537.16	557.30	576.81	595.55	613.42	630.29	646.05	660.58	674.46
	Hourly	12.39	12.91	13.43	13.93	14.42	14.89	15.34	15.76	16.15	16.51	16.86
12	Annual	27,695.00	28,872.04	30,026.92	31,152.93	32,243.28	33,291.19	34,289.92	35,232.89	36,113.71	36,926.27	37,701.72
	Weekly	532.60	555.23	577.44	590.09	620.06	640.22	659.42	677.56	694.49	710.12	725.03
	Hourly	13.32	13.88	14.44	14.98	15.50	16.01	16.49	16.94	17.36	17.75	18.13
13	Annual	29,772.00	31,037.31	32,278.80	33,489.26	34,661.38	35,787.87	36,861.51	37,875.20	38,822.08	39,695.58	40,529.18
	Weekly	572.54	596.87	620.75	644.02	666.57	688.23	708.88	728.37	746.58	763.38	779.41
	Hourly	14.31	14.92	15.52	16.10	16.66	17.21	17.72	18.21	18.66	19.08	19.49

Introduced by:

1st Reading: 11/9/87

2nd Reading:

**ORDINANCE #1987-\_\_\_**

**An ordinance to amend the Executive Pay Plan**

BE IT ORDAINED BY THE CITY COUNCIL OF TAKOMA PARK:

Amendments to Ordinance No. 1987-41, as amended (a) Section 1, changing Grade designations: (b) Section 4, changing the Executive Pay Scale.

SECTION 1. Positions listed in Ordinance No. 1986-53, as amended, designated as [Grade 14] Executive 1 shall be compensated at the level of Executive 1; those listed in [Grade 15] Executive 2 shall be compensated at the level of Executive 2; those listed as being in [Grade 16] Executive 3 shall be compensated at the level of Executive 3; and those listed in [Grade 17] Executive 4 shall be compensated at the level of Executive 4.

SECTION 4. Executive Pay Scale

36% PAY PLAN

Executive 1:	1st Quartile	=	[29,772 - 34,885]	<u>28,005</u>	=	<u>32,460</u>
	2nd Quartile	=	[34,900 - 37,780]	<u>32,461</u>	=	<u>35,150</u>
	3rd Quartile	=	[37,800 - 40,640]	<u>35,151</u>	=	<u>37,839</u>
	4th Quartile	=	[40,650 - 43,527]	<u>37,840</u>	=	<u>40,528</u>
Executive 2:	1st Quartile	=	[32,005 - 37,000]	<u>30,005</u>	=	<u>34,885</u>
	2nd Quartile	=	[37,100 - 40,100]	<u>34,886</u>	=	<u>37,765</u>
	3rd Quartile	=	[40,200 - 43,290]	<u>37,766</u>	=	<u>40,645</u>
	4th Quartile	=	[43,300 - 46,790]	<u>40,646</u>	=	<u>43,525</u>
Executive 3:	1st Quartile	=	[34,406 - 40,300]	<u>32,986</u>	=	<u>37,500</u>
	2nd Quartile	=	[40,310 - 43,640]	<u>37,501</u>	=	<u>40,598</u>
	3rd Quartile	=	[43,645 - 46,970]	<u>40,600</u>	=	<u>43,694</u>
	4th Quartile	=	[47,000 - 50,300]	<u>43,700</u>	=	<u>46,790</u>
Executive 4:	1st Quartile	=	[36,986 - 43,338]	<u>35,760</u>	=	<u>40,315</u>
	2nd Quartile	=	[43,350 - 46,900]	<u>40,320</u>	=	<u>43,640</u>
	3rd Quartile	=	[46,915 - 50,490]	<u>43,641</u>	=	<u>46,970</u>
	4th Quartile	=	[50,500 - 54,074]	<u>46,975</u>	=	<u>50,300</u>

NOTE: Underlining indicates new matter to be added to existing code language.

[ ] indicates new matter to be deleted to existing code language.

Adopted this \_\_\_\_\_ day of \_\_\_\_\_, 1987.



1st reading: 11/9/87  
2nd reading:

Upon motion by \_\_\_\_\_, duly seconded by \_\_\_\_\_, the following ordinance was introduced.

ORDINANCE NO. 1987-\_\_  
FY 88 BUDGET AMENDMENT NO. 2

AN ORDINANCE TO AMEND THE FISCAL YEAR 1987-88 BUDGET

SECTION 1. BE IT ORDAINED and enacted by the City Council of Takoma Park, Maryland that the Fiscal Year 1988 Budget be amended as follows:

TECHNICAL AMENDMENT

- a. The total budget appropriation for Government Administration for FY 88 shall be \$658,938 instead of \$658,738 as originally appropriated by Ordinance 1987-25 with a corresponding decrease of \$200 in unappropriated funds.

REVENUE AMENDMENT

- a. A revenue budget line item 459, Cable Services/Donations is created with an appropriation of \$1,500.

EXPENDITURE AMENDMENTS

- a. Increase appropriation of Account 583, Videotapes by \$750.
- b. Increase appropriation of Account 588, Miscellaneous/Contingency by \$750.
- c. Transfer \$27,000 from Account 997, Merit Pay/Senior Staff and \$3728 from Account 991, General Contingency to the following accounts:
  - (1) \$6026 to Account 510, Salaries/City Admin. & Staff
  - (2) \$6670 to Account 600, Salaries, Police Department
  - (3) \$5836 to Account 700, Salaries, Housing Services Department
  - (4) \$2483 to Account 800, Salaries, Public Works Department

BUDGET AMENDMENT NO. 2

Page Two

- (5) \$672 to Account 900, Salaries, Recreation  
Department
- (6) \$2243 to Account 930, Salaries, Library
- (7) \$6798 to Account 1000, Special Revenue Fund  
Transfer

SECTION 2. Special Revenue Fund

Revenue Amendment

- (a) \$6798 to Account 3003.000, General Fund Transfer

Expenditure Amendment

- (a) \$6798 to Account 3500.100 General Administration

SECTION 3. THAT this ordinance shall become effective upon adoption.

Upon motion by \_\_\_\_\_, duly seconded by \_\_\_\_\_, the ordinance was adopted by roll call vote as follows:

AYE:  
NAY:  
ABSTAIN:  
ABSENT:

/klm

CITY OF TAKOMA PARK, MARYLAND

Special Meeting of the Mayor and Council  
November 16, 1987

CITY OFFICIALS PRESENT:

Mayor Del Giudice	Asst. City Administrator Habada
Councilmember Bradley	Deputy City Clerk Jewell
Councilmember d'Eustachio	
Councilmember Haney	
Councilmember Iddings	
Councilmember Levy	
Councilmember Sharp	
Councilmember Williams	

The Mayor and City Council convened at 8:00 P.M. on Monday, November 16, 1987 in the Council Chamber at 7500 Maple Avenue, Takoma Park, Maryland. Following the pledge, the Council Meeting Minutes of the September 8, 1987 Special Session were presented for approval. Councilmember d'Eustachio noted for the record a correction on page 9, where a reference to Mr. Dillingham identified him erroneously as an attorney and he had not represented himself as such. Councilmember Iddings moved adoption of the amended minutes, duly seconded by Councilmember Haney. The Minutes were approved as amended by unanimous vote; Councilmember Bradley abstained.

ITEMS FOR COUNCIL ACTION:

1. Second Reading of Municipal Infraction Ordinance - Councilmember Bradley moved adoption of the ordinance, duly seconded by Councilmember Haney. The Mayor and Council then took up the amendments. Mayor Del Giudice commented that although there was uniformity among the staff on the amendments offered to the Council on second reading, there was some disagreement on how to enforce certain refuse sections. The current language provides that the only penalty is no pick up and the alternative would be to create the Class D infraction. Councilmember Sharp commented that the only issue he would consider separating out would be confinement of animals during refuse collection so there would be no physical danger to collection people. Councilmember d'Eustachio remarked that he would agree with the Public Works Director's recommendation; he thought that there are other sections of the City's Code that deal directly with vicious animals but it would be unnecessary to bring it into the municipal infraction section of the Code. Mr. Sharp commented that he actually favors attaching a fine to the infractions and felt that it would be useful to have a dollar amount if the City is willing to use them. The amendments regarding the general provisions section and numbers 1 through 13 of the specific provisions section were adopted, with Mr. Sharp voting Nay. Enforcement of the refuse collection section will remain as it is with the only penalty being no pick up of refuse. The municipal infractions ordinance, as amended, was adopted on second reading, by roll call vote as follows: AYE: Councilmembers Bradley, d'Eustachio, Haney, Iddings, Levy, Sharp and Williams; NAY: None; ABSTAINED: None.

ORDINANCE #1987-59

(full 128-page document is  
available in the Administrative Office)

2. Second Reading of 20- Minute Parking Ordinance -7811 Wildwood Drive  
Councilmember Haney moved adoption of the ordinance; duly seconded by Councilmember Iddings.

Nevid Morris, 7809 Wildwood Drive presented a letter to be entered into the public record from his wife, Yolanda Morris. Mr. Morris commented that if Ms. Liebsohn gets a handicapped sign, then he wanted one too.

The ordinance was adopted by roll call vote as follows: AYE: Councilmembers Bradley, d'Eustachio, Haney, Iddings, Levy, Sharp and Williams; NAY: None; ABSTAINED: None.

ORDINANCE #1987-60  
(attached)

3. Second Reading Amendment to Ordinance #1987-32 - Pay Scale For Employees. Councilmember Sharp moved adoption of the ordinance, duly seconded by Councilmember Iddings. Mr. Sharp noted that the amendment to the ordinance has been a long time coming. The ordinance was adopted by roll call vote as follows: AYE: Councilmembers Bradley, d'Eustachio, Haney, Iddings, Levy, Sharp and Williams; NAY: None; ABSTAINED: None.

ORDINANCE #1987-61  
(attached)

4. Second Reading Amendment to Ordinance #1987-46 - Executive Pay Plan. Mayor Del Giudice noted that a new version had been distributed for the Council's consideration. Councilmember d'Eustachio moved adoption of the ordinance, duly seconded by Councilmember Sharp. For the record, Assistant City Administrator Habada explained the difference between the ordinance before the Mayor and Council and the one originally distributed in the Council's package. There was one typo in the amount of the Executive 2, 2nd Quartile level of pay--this being corrected on the copy presently before the Council. The ordinance was adopted by roll call vote as follows: AYE: Councilmembers Bradley, d'Eustachio, Haney, Iddings, Levy, Sharp and Williams; NAY: None; ABSTAINED: None.

ORDINANCE #1987-62  
(attached)

5. Second Reading Budget Amendment - Senior Executive Salaries. Councilmember Iddings moved adoption of the ordinance, duly seconded by Councilmember Haney. Mayor Del Giudice noted that the Council would have to consider an additional amendment to add \$1,723 to the Expenditure Amendment (c) of \$3728, making the figure \$5451, and in Expenditure Amendment (c)(1), the figure \$6026 would be changed to \$7749. Ms. Habada noted that there was an additional amendment that needed to be recognized. Under Special Revenue Fund, Item (b) and (c) as well as Item (b) under Expenditure Amendment, which is the additional monies for the Federal grant for drug crime reduction. Councilmember Iddings moved adoption of the amendments, duly seconded by Councilmember d'Eustachio. The amendments passed by unanimous vote. Mr. d'Eustachio noted that this budget amendment deals with more than just the senior executive salaries. He pointed out that the City was awarded a \$29,000 Federal grant that will allow the Police Department to mount a drug crime program. He further noted that the City is spending almost an additional \$7,000--the City's matching funds for this program. Mayor Del Giudice commented that the Council all join in commending the Police Department on their success in obtaining this grant. The ordinance was adopted by roll call vote as follows: AYE: Councilmembers Bradley, d'Eustachio, Haney, Iddings, Levy, Sharp and Williams; NAY: None; ABSTAINED: None.

Other Comments and Presentations. Mayor Del Giudice noted that the last portion of this meeting would be reserved for comments and presentations as it is the last meeting of this Mayor and Council.

Councilmember Bradley was recognized and noted that the evening marked a passage for the City, City Council and her personally. She remarked that it was a passage from that night in March 1982 when some of the Councilmembers still present were first elected and when this town saw the last major turnover in the Council. She noted that it was a passage from the time when this town had a sense of excitement and vision that citizens and elected officials could participate in the process of local government and that they could make a difference. Ms. Bradley said that with a sense of vision and excitement, spearheaded by a special mayor, Sammie Abbott, many changes were begun--rent control, beefing up housing policies, statements against nuclear war and for human rights and sanctuary, service to all neighborhoods, control of city government costs and coming closer than ever to getting a vote towards unification from the Prince George's delegation.

Ms. Bradley went on to say that the vision of the community must include and maintain a diversity of cultures, races, and economic levels that make Takoma Park special and unique--a uniqueness that has brought the City courageous politics. She said she believes the majority of residents still strive to that vision and that the incoming Council and Mayor would be measured by their ability and their vision to protect rent stabilization, further seek housing equity and to refine policies already established; and also to gain control of city government costs so that rising taxes don't drive out the diverse economic population. Ms. Bradley stated that it would be important to truly live out the concept of inclusive politics and to go beyond a "not in my backyard" philosophy so development and neighborhood revitalization within and around the City's borders is scaled to the size and values of the entire community. Local government needs to be developed for the "long haul" and not for political and immediate gains and citizens need to be involved with the planning and developing of city services. Ms. Bradley remarked that serving on the Council has been a unique opportunity that compresses a lifetime of human experiences into a few years and was proud of having had the opportunity to serve. She voiced a special thanks to her husband, and her son, and thanks to Sam Abbott, and as well as old and new friends and wished the new council good luck.

Councilmember Williams in his departing comments thanked those who have supported him over the years. He noted that Ward 4 has come a long way--he noted that when he came into office, there was little activity in Ward 4 but since that time, he has come to know more citizen participation on city committees. He said that citizens who have recently called him stated their support that they would still be involved in city operations to make recommendations to the Mayor and Council regarding for their needs. Mr. Williams specifically thanked the Upper Maple Advisory Committee (UMAC), Sam Abbott, and the Takoma Park Baptist Church. He remarked to incoming Councilmember Gregory Hamilton that he hoped to see the respect continue for the folks in Ward 4 who have come a long way.

Councilmember Haney was recognized and he congratulated the newly elected Mayor and Council and wished them well and short meetings. He also thanked City staff who have been so supportive of the Council and remarked to the citizens present that they get the most out of their tax dollar from the dedication they get from their City staff--from the City Administrator all the way down to the lowest person on the payroll. He remarked that staff are very dedicated employees and while it is very visible in the Police Department and Public Works it is also the other City staff you don't see.

Mr. Haney further thanked everyone in his ward and throughout the City who supported him, those who voted for him as well as those who answered the call to volunteer for various efforts in the City. He thanked one constituent in particular who makes the ultimate volunteer contribution-- Mayor Del Giudice and he wished him well.

Councilmember Iddings thanked the residents of Ward 2 who gave him a privileged opportunity to serve them as their representative. He commented that it has been a true honor and he has worked hard and he hoped that he lived up to that opportunity. He also thanked the City employees who worked so efficiently to turn the Council's ideas into workable policies and procedures. He especially thanked Dan Neal, Bev Habada, Jim Wilson and Tony Fisher who have worked long and hard and beyond the call of duty to make the Council and their ideas work. He also thanked his wife, for supporting him through the strains of late evening meetings and weekend meetings. Mr. Iddings wished great success to his successor, incoming Councilmember Jim Douglas.

Councilmember Levy thanked the staff who have shown a lot of support. She remarked that she came into City government knowing very little, but leaving it having gained alot of knowledge thanks to her fellow councilmembers and the staff. She wished incoming Councilmember Bill Leary great success and specially thanked her husband who has tended the home fires while she attended council meetings.

Mayor Del Giudice also thanked the members of this Council and especially those retiring. He commented that he has enjoyed the opportunity to work with each one and despite the differences from time to time, he has been able to work with each one in various efforts and capacities and appreciated the support and for their efforts on behalf of their constituents and the City.

Police Chief Fisher, on behalf of the Police Department, citizens and employees, bid farewell to those had served. He presented each Councilmember with a framed Police Department patch, and a badge to the Mayor, as tokens of appreciation and to recognize the Council for giving so much of their lives to the City and asked them to remember the Police Department.

There being no further comments or business to transact, the meeting of the outgoing Mayor and Council adjourned at 8:35 P.M.

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Following installation ceremonies in which Stephen J. Del Giudice was sworn in as Mayor of the City by Clerks of the Courts from Prince George's and Montgomery Counties, and Mayor Del Giudice, in turn, swearing in all Councilmembers. The roll was called by Assistant City Administrator Habada, with the following new officials affirming their presence:

Mayor Del Giudice  
Councilmember d'Eustachio  
Councilmember Douglas  
Councilmember Elrich  
Councilmember Hamilton  
Councilmember Leary  
Councilmember Martin  
Councilmember Sharp

MAYOR'S COMMENTS AND PRESENTATIONS.

Mayor Del Giudice announced an ironic development. It was exactly two years ago that he waited to take the office as the Mayor of Takoma Park, during the outgoing council comment period, a number of citizens commented about a neighbor who was operating a used car repair shop out of his backyard. The Council then spent many months going after this citizen for violations of the City's law. The Mayor noted that tonight there is a final conclusion to the affair. Mr. Jasczenko who had been cited numerous times for violations of the City's and County's code, has in fact sold the property at issue and the City received from the proceeds of the sale, a check paying the City for the assessed fines.

Mayor Del Giudice informed the newly sworn in councilmembers that earlier this evening, their predecessors signed the "Nevada Declaration". Mayor Del Giudice explained that this is a statement of elected officials which will be published at the National League of Cities convention in Nevada, taking a stand against the proliferation of nuclear arms and particularly asking the present presidential administration to enter into a comprehensive test ban treaty with the Soviet Union. He invited the newly elected councilmembers to sign onto the petition as well.

Mayor Del Giudice commented on matters that he sees developing within the next two years. There has been a general improvement in the City's relations with the state and county governments, as he pledged to do when he first sought Takoma Park's support to become Mayor. There may be some significant disagreements, e.g., the development issue in Silver Spring which will be a serious challenge in responding to that development and the traffic it will generate. He remarked that the community has fought for smaller buses for use within the community and he hoped to see the County keep their promise on this. Mayor Del Giudice further commented that significant challenges will have to be faced regarding the decisions that have to be made concerning stormwater management, tax rebates, particularly for police services that we provide, and the City's unification. Council and staff relations will need to be improved, as well as coordination and development of policy and programs. To this end, Mayor Del Giudice stated that he will be proposing the creation of standing committees by official legislation--one in the area of planning, transportation and zoning, a second in the area of administration and finance, a third in the area of housing and a fourth committee in the area of community services. The Mayor commented on two other efforts he would like to see launched in the private sector--development of a city-wide Chamber of Commerce that would work with the City on developing policies and issues in the community and establishment of a community foundation to work closely with the City in developing social programs to assist those in the community that are less fortunate.

Councilmember d'Eustachio remarked that he was one of at least two councilmembers who weren't "new" and would not have a chance to be welcomed or to say hello. He welcomed the new councilmembers, his new colleagues and wished them luck and stated that he is looking forward to another two years of productive time.

Mayor Del Giudice put before the Council a nomination that Councilmember Paul d'Eustachio be selected to serve in the position of Mayor Pro Tem. The nomination was duly seconded by Councilmember Sharp and unanimously approved (Councilmember d'Eustachio abstained for the record).

GENERAL CITIZENS REMARKS (not directed at items for Council action)

Wayne Upton, 7600 Maple Avenue commented that November 16 is a unique day for him having heard speeches from two mayors in one day; Washington's

Marion Barry and Takoma Park's Mayor Del Giudice, on the issue of drugs. He felt that the neighboring Cities should have some type of conference on the drug problems and the relationship of crime that plague Washington, D.C., Takoma Park and Langley Park. Mayor Del Giudice remarked that with the earlier mention of the grant for the drug-crime program, very serious commitments and efforts would be made to eradicate some of the drug problems in our community.

Steve Quick, Maple Avenue resident, brought the Mayor and Council up to date on what's not going on with the small bus demonstration program. He said that the County Department of Transportation (DOT) has been stalling. They had originally made a commitment to let a contract but are not doing so, nor are they responding to inquiries as to why they're not doing so. Mr. Quick stated that politically, he believes the Takoma Park opposition to the Silver Spring development plans may well have pre-disposed the DOT to be less cooperative with innovations that might benefit the small bus demonstration project. He urged the Mayor and Council to call the DOT or members of the Transportation Committee to intervene.

#### ITEMS FOR COUNCIL CONSIDERATION

1. Resolution - Establishment of Takoma Old Town Development Advisory Committee. Councilmember Douglas moved passage of the resolution, duly seconded by Councilmember d'Eustachio. Following an amendment (moved by Councilmember Leary and seconded by Mr. d'Eustachio), was presented to add a representative from the North Takoma's Citizens Association to the list of committee members. Councilmember Sharp noted that this brought the total to 13 members and there ought to be procedures as to what would constitute a quorum. He also questioned whether anyone had talked to the District's Ward 4 councilmember and D.C. Office of Planning to see if they expressed any interest at all. Councilmember Douglas confirmed that he had not had conversations with the D.C. offices about this; however their serving in ex-officio roles is not critical to the functioning of the committee. Mayor Del Giudice commented that he discussed this with Councilwoman Jarvis in the context of working together for development projects in this area. He further stated that Economic and Community Development Coordinator, Dan Neal has also worked with the D.C. Office on Planning in the Old Town area. Mr. Sharp endorsed the idea that the presidents of citizens associations participate and noted that it would be important that those associations be viable ones. Upon a question raised by Councilmember d'Eustachio, a friendly amendment was made to add the language that the ex officio members would be non-voting members. The Resolution, as amended, was passed by unanimous vote.

RESOLUTION #1987-91  
(attached)

2. Resolutions of Appreciation to Outgoing Councilmembers. Resolutions expressing appreciation for service to the City and taking recognition of accomplishments were individually read and presented to Carl Iddings, Mike Haney, Lynne Bradley, Herman Williams and Sharon Levy. The resolutions were individually moved for passage, all duly seconded, and all carried unanimously.

RESOLUTIONS #1987-92, 1987-93, 1987-94, 1987-95, and 1987-96  
(attached)

Upon motion made and duly seconded, the meeting adjourned at 9:42 P.M., to reconvene in regular session at 8:00 P.M. on November 30, 1987.



Introduced By: Councilmember Douglas

**RESOLUTION #1987-91**

A Resolution Establishing an Old Town Development Advisory Committee

- WHEREAS, certain lands in the City of Takoma Park and in adjacent Washington, D.C., now or formerly owned by the Seventh Day Adventist Church or others, in the area of Willow, Maple, and Carroll Avenues are slated for development; AND
- WHEREAS, additional lands in and around the Takoma Old Town area could be developed in the future; AND
- WHEREAS, citizens have expressed concerns to the Mayor and Council that development in or around the Old Town area could adversely affect nearby neighborhoods; AND
- WHEREAS, additional development in and around the Old Town area could provide substantial benefits to the citizens of Takoma Park and nearby portions of Washington, D.C. as well as to the merchants of the Old Town area; AND
- WHEREAS, the interests of the Takoma Park and Takoma, D.C. communities are best served by coordinated and consistent planning and development of properties in Maryland and in the District of Columbia; AND
- WHEREAS, the successful balancing of the needs and interests of the citizens of Takoma Park, the merchants of Old Town, the residents of nearby portions of Washington, D.C., and the developers of properties in or around Old Town depends on ongoing, informal, and constructive exchanges of ideas and concerns; AND
- WHEREAS, the Mayor and Council may be called upon to take formal or informal positions on matters relating to development projects in or around Old Town.

NOW THEREFORE, BE IT RESOLVED THAT the Mayor and Council hereby establish an Old Town Development Advisory Committee to serve as a liaison between the community and any developers of properties in or around the Old Town area and to provide advice and recommendations to the Mayor and Council on matters relating to development of those properties; AND

BE IT FURTHER RESOLVED THAT the Committee shall be composed of:

One member of the Old Takoma Citizens' Association, and an alternate to serve in the absence of the member, each to be appointed by the President of the Association;

One member of the Westmoreland Area Citizens' Organization, and an alternate to serve in the absence of the member, each to be appointed by the President of the Organization;

Two members of the Takoma Old Town Business Association, and an alternate to serve in the absence of each member, each member and alternate to be appointed by the President of the Association; provided that one member and one alternate shall represent businesses in Takoma Park, Maryland and that one member and one alternate shall represent businesses in Takoma, D.C.;

One member of Plan Takoma, and an alternate to serve in the absence of the member, each to be appointed by the President of Plan Takoma;

One member of the North Takoma Citizens' Association, and an alternate to serve in the absence of the member, each to be appointed by the President of the Association;

Two additional citizens of Takoma Park, to be appointed by the Mayor with the consent of the Council;

Five members to serve ex officio: Takoma Park Ward 2 Councilmember or his designee, Takoma Park Ward 3 Councilmember or his designee, District of Columbia Ward 4 Councilmember or her designee, the Takoma Park Director of Economic and Community Development or his designee, and a representative of the D.C. Office of Planning or his designee; AND

BE IT FURTHER RESOLVED THAT the members of the Committee shall serve terms no longer than two years from the date of enactment of this resolution, that the members shall select from among themselves a chair, vice chair, and other officers as may be appropriate, and that the Committee shall report to the Mayor and Council from time to time or as requested by the Mayor and Council.

Dated: November 16, 1987

Item # 2

Introduced by: Mayor Del Giudice

First Reading: 11/9/87  
Second Reading: 11/16/87

ORDINANCE #1987-60

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND

- SECTION 1. THAT it has been determined that there is a need for a 20-MINUTE PARKING space in front of 7811 Wildwood Drive, Takoma Park, Maryland, AND
- SECTION 2. THAT the Director of Public Works or his representative shall determine the placement for this space, AND
- SECTION 3. THAT the Director of Public Works is instructed to have the proper sign installed immediately upon adoption of this ordinance, AND
- SECTION 4. THAT this ordinance shall become effective upon adoption by the Mayor and Council and completion of signing, AND
- SECTION 5. THAT the penalty for violation of this ordinance shall be as prescribed in Section 13-64(a) of the Code of Takoma Park, Maryland, 1972, as amended.

Adopted this 16th day of November, 1987

# Item # 3

Introduced: Councilman Sharp  
Enacted: November 16, 1987  
Effective: 11/16/87

## ORDINANCE NO. 1987-61

An Ordinance to amend the pay scale for employees.

BE IT ORDAINED BY THE CITY COUNCIL OF TAKOMA PARK, MARYLAND,  
PAYSCALE PLAN AMENDMENT.

Section 1. Section 1(d) of Ordinance 1987-32, an Ordinance known as the Pay Scale for Employees of the City of Takoma Park, is amended to delete Grade 13 from the 36 percent scale as shown on the attached scale.

Section 2. IMPLEMENTATION OF PAY SCALE PLAN AMENDMENT.  
Section 2(a) of Ordinance 1987-32, an Ordinance known as the Pay Scale for Employees of the City of Takoma Park, is amended as follows:

(a) General rule for new grade and step.  
Effective July 1, 1987, all employees, except the City Administrator, Recreation Attendants, Crossing Guards and Senior Management Staff in [Grades 14 through 17], Executive 1 through 4, will be paid under the Pay Scale Plan for:

(1) the grade that their job classifications have been allocated to under Ordinance 1986-23; and

(2) the step that exceeds their salary on June 30, 1987, by the smallest amount.

Section 3. EFFECTIVE DATE

This Ordinance shall take effect upon enactment.

(d) All Other Employees

CITY OF TAKOMA PARK CONTRACT PAY SCALE

		A	B	C	D	E	F	G	H	I	J	K
GRADE		STARTING PAY	ANNUAL	ANNUAL	ANNUAL	ANNUAL	ANNUAL	BIENNIAL	BIENNIAL	BIENNIAL	BIENNIAL	BIENNIAL
Percentage Increase			4.25%	4%	3.75%	3.5%	3.25%	3%	2.75%	2.5%	2.25%	2.10%
1	Annual	12,500.00	13,031.25	13,552.50	14,060.72	14,552.84	15,025.81	15,476.58	15,902.19	16,299.74	16,666.49	17,016.48
	Weekly	240.38	250.50	260.63	270.40	279.86	288.96	297.63	305.81	313.46	320.51	327.24
	Hourly	6.01	6.27	6.52	6.76	7.00	7.22	7.44	7.65	7.65	8.01	8.18
2	Annual	13,437.00	14,008.07	14,568.39	15,114.71	15,643.72	16,152.14	16,636.71	17,094.22	17,521.57	17,915.81	18,292.04
	Weekly	258.40	269.39	280.18	290.67	300.84	310.62	319.94	328.74	336.95	344.53	351.77
	Hourly	6.46	6.73	7.00	7.27	7.52	7.77	8.00	8.22	8.42	8.61	8.79
3	Annual	14,445.00	15,058.91	15,661.27	16,248.57	16,817.26	17,353.83	17,884.74	18,376.57	18,835.98	19,259.79	19,664.25
	Weekly	277.79	289.59	301.18	312.47	323.41	333.92	343.94	353.40	362.23	370.38	378.16
	Hourly	6.94	7.24	7.24	7.81	8.08	8.35	8.60	8.83	9.06	9.26	9.45
4	Annual	15,529.00	16,188.98	16,836.54	17,467.91	18,079.29	18,666.86	19,226.87	19,755.61	20,249.50	20,705.11	21,139.92
	Weekly	298.63	311.33	323.78	323.78	347.68	358.98	369.75	379.92	389.41	398.18	406.54
	Hourly	7.47	7.78	8.09	8.40	8.69	8.97	9.24	9.50	9.74	9.95	10.16
5	Annual	16,693.00	17,402.45	18,098.55	18,777.25	19,434.45	20,066.07	20,668.05	21,236.42	21,767.33	22,257.09	22,724.49
	Weekly	321.02	334.66	348.05	361.10	373.74	385.89	397.46	408.39	418.60	428.02	437.01
	Hourly	8.03	8.37	8.70	9.03	9.34	9.65	9.94	10.21	10.47	10.70	10.93
6	Annual	17,945.00	18,707.66	19,455.97	20,185.57	20,892.06	21,571.05	22,218.18	22,829.18	23,399.91	23,926.41	24,428.86
	Weekly	345.10	359.76	374.15	388.18	401.77	414.83	427.27	439.02	450.00	460.12	469.79
	Hourly	8.63	8.99	9.35	9.70	10.04	10.37	10.68	10.98	11.25	11.50	11.74
7	Annual	19,291.00	20,110.87	20,915.30	21,699.62	22,459.11	23,189.03	23,884.70	24,541.53	25,155.07	25,721.06	26,261.20
	Weekly	370.98	386.75	402.22	417.30	431.91	445.94	459.32	471.95	483.75	494.64	505.02
	Hourly	9.27	9.67	10.06	10.43	10.80	11.15	11.48	11.80	12.09	12.37	12.63
8	Annual	20,738.00	21,619.37	22,484.14	23,327.29	24,143.75	24,928.42	25,676.27	26,382.37	27,041.93	27,650.37	28,231.03
	Weekly	398.81	415.76	432.39	448.60	464.30	479.39	493.77	507.35	520.04	531.74	542.90
	Hourly	9.97	10.39	10.81	11.22	11.61	11.98	12.34	12.69	13.00	13.29	13.57
9	Annual	22,293.00	23,240.45	24,170.07	25,076.45	25,954.12	26,797.63	27,601.56	28,360.60	29,069.62	29,723.68	30,347.88
	Weekly	428.71	446.93	464.81	482.24	499.12	515.34	530.80	545.40	559.03	571.61	583.61
	Hourly	10.72	11.17	11.62	12.06	12.48	12.88	13.27	13.64	13.98	14.29	14.59
10	Annual	23,965.00	24,983.51	25,982.85	26,957.21	27,900.71	28,807.48	29,671.71	30,487.68	31,249.87	31,952.99	32,624.00
	Weekly	460.87	480.45	499.67	518.41	536.55	553.99	570.61	586.30	600.96	614.48	627.38
	Hourly	11.52	12.01	12.49	12.96	13.41	13.85	14.27	14.66	15.02	15.36	15.68
11	Annual	25,763.00	26,857.93	27,932.24	28,979.70	29,993.99	30,969.80	31,897.86	32,775.05	33,594.43	34,350.30	35,071.66
	Weekly	495.44	516.50	537.16	557.30	576.81	595.55	613.42	630.29	646.05	660.58	674.46
	Hourly	12.39	12.91	13.43	13.93	14.42	14.89	15.34	15.76	16.15	16.51	16.86
12	Annual	27,695.00	28,872.04	30,026.32	31,152.93	32,243.28	33,291.19	34,289.92	35,232.89	36,113.71	36,926.27	37,701.72
	Weekly	532.60	555.23	577.44	599.09	620.06	640.22	659.42	677.56	694.49	710.12	725.03
	Hourly	13.32	13.88	14.44	14.98	15.50	16.01	16.49	16.94	17.36	17.75	18.13
13	Annual	29,772.00	31,037.31	32,278.80	33,489.26	34,661.38	35,787.87	36,861.51	37,875.20	38,822.08	39,695.58	40,529.18
	Weekly	572.54	596.87	620.75	644.02	666.57	688.23	708.88	728.37	746.58	763.38	779.41
	Hourly	14.31	14.92	15.52	16.10	16.66	17.21	17.72	18.21	18.66	19.08	19.49

Introduced by: d'Eustachio

1st Reading: 11/9/87  
2nd Reading: 11/16/87

**ORDINANCE #1987- 62**

An ordinance to amend the Executive Pay Plan

BE IT ORDAINED BY THE CITY COUNCIL OF TAKOMA PARK:

Amendments to Ordinance No. 1987-41, as amended (a) Section 1, changing Grade designations: (b) Section 4, changing the Executive Pay Scale.

SECTION 1. Positions listed in Ordinance No. 1986-53, as amended, designated as [Grade 14] Executive 1 shall be compensated at the level of Executive 1; those listed in [Grade 15] Executive 2 shall be compensated at the level of Executive 2; those listed as being in [Grade 16] Executive 3 shall be compensated at the level of Executive 3; and those listed in [Grade 17] Executive 4 shall be compensated at the level of Executive 4.

SECTION 4. Executive Pay Scale

36% PAY PLAN

Executive 1:	1st Quartile	=	[29,772 - 34,885]	<u>28,005</u>	-	<u>32,460</u>
	2nd Quartile	=	[34,900 - 37,780]	<u>32,461</u>	-	<u>35,150</u>
	3rd Quartile	=	[37,800 - 40,640]	<u>35,151</u>	-	<u>37,839</u>
	4th Quartile	=	[40,650 - 43,527]	<u>37,840</u>	-	<u>40,528</u>
Executive 2:	1st Quartile	=	[32,005 - 37,000]	<u>30,005</u>	-	<u>34,885</u>
	2nd Quartile	=	[37,100 - 40,100]	<u>32,886</u>	-	<u>37,765</u>
	3rd Quartile	=	[40,200 - 43,290]	<u>37,766</u>	-	<u>40,645</u>
	4th Quartile	=	[43,300 - 46,790]	<u>40,646</u>	-	<u>43,525</u>
Executive 3:	1st Quartile	=	[34,406 - 40,300]	<u>32,986</u>	-	<u>37,500</u>
	2nd Quartile	=	[40,310 - 43,640]	<u>37,501</u>	-	<u>40,598</u>
	3rd Quartile	=	[43,645 - 46,970]	<u>40,600</u>	-	<u>43,694</u>
	4th Quartile	=	[47,000 - 50,300]	<u>43,700</u>	-	<u>46,790</u>
Executive 4:	1st Quartile	=	[36,986 - 43,338]	<u>35,760</u>	-	<u>40,315</u>
	2nd Quartile	=	[43,350 - 46,900]	<u>40,320</u>	-	<u>43,640</u>
	3rd Quartile	=	[46,915 - 50,490]	<u>43,641</u>	-	<u>46,970</u>
	4th Quartile	=	[50,500 - 54,074]	<u>46,975</u>	-	<u>50,300</u>

NOTE: Underlining indicates new matter to be added to existing code language.

[ ] indicates new matter to be deleted to existing code language.

Adopted this 16th day of November, 1987.

1st reading: 11/09/87  
2nd reading: 11/16/87

Upon motion by Carl Iddings, duly seconded by Michael Haney, the following ordinance was introduced.

ORDINANCE NO. 1987-63  
FY 88 BUDGET AMENDMENT NO. 2

AN ORDINANCE TO AMEND THE FISCAL YEAR 1987-88 BUDGET

SECTION 1. BE IT ORDAINED and enacted by the City Council of Takoma Park, Maryland that the Fiscal Year 1988 Budget be amended as follows:

TECHNICAL AMENDMENT

- a. The total budget appropriation for Government Administration for FY 88 shall be \$658,938 instead of \$658,738 as originally appropriated by Ordinance 1987-25 with a corresponding decrease of \$200 in unappropriated funds.

REVENUE AMENDMENT

- a. A revenue budget line item 459, Cable Services/Donations is created with an appropriation of \$1,500.

EXPENDITURE AMENDMENTS

- a. Increase appropriation of Account 583, Videotapes by \$750.
- b. Increase appropriation of Account 588, Miscellaneous/Contingency by \$750.
- c. Transfer \$27,000 from Account 997, Merit Pay/Senior Staff and \$5451 from Account 991, General Contingency to the following accounts:
  - (1) \$7749 to Account 510, Salaries/City Admin. & Staff
  - (2) \$6670 to Account 600, Salaries, Police Department
  - (3) \$5836 to Account 700, Salaries, Housing Services Department
  - (4) \$2483 to Account 800, Salaries, Public Works Department

BUDGET AMENDMENT NO. 2

Page Two

(5) \$672 to Account 900, Salaries, Recreation Department

(6) \$2243 to Account 930, Salaries, Library

(7) \$6798 to Account 1000, Special Revenue Fund Transfer

d. Transfer \$9987 from Account 991, General Contingency to Account 1000, Special Revenue Fund Transfer.

SECTION 2. Special Revenue Fund

Revenue Amendment

(a) \$6798 to Account 3003.000, General Fund Transfer

(b) Revenue line item 3014.000 Federal Law Enforcement Assistance Grant is created with an appropriation of \$29,958.

(c) Increase revenue line item 3003.000, General Fund Transfer by \$9,987 as the City's match to the Federal Law Enforcement Assistance Grant.

Expenditure Amendment

(a) \$6798 to Account 3500.100 General Administration

(b) An expenditure line item 4100.000 Drug Crime Reduction Team is created with an appropriation of \$39,945.

SECTION 3. THAT this ordinance shall become effective upon adoption.

The Ordinance was adopted by roll call vote as follows:

AYE: Bradley, d'Eustachio, Haney, Iddings, Levy, Sharp, Williams

NAY: None

ABSTAIN: None

ABSENT: None

/klm  
BUD.AMD



Introduced by: Councilmember Douglas

**RESOLUTION**

**#1987- 92**

WHEREAS, as of this date, Councilmember Carl Iddings will retire from elective office, AND

WHEREAS, it is our desire to take note of, and express appreciation for, his service to the City as Councilmember during the period April 1982 to date.

NOW, THEREFORE BE IT RESOLVED THAT the Mayor and Council of Takoma Park, Maryland do hereby take recognition of the accomplishments of Carl Iddings and express gratitude for his valued efforts on behalf of the City and its citizens.

BE IT FURTHER RESOLVED THAT this resolution be spread among the permanent records of the City of Takoma Park.

NOVEMBER 16, 1987

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Stephen J. Del Giudice  
Mayor

ATTEST:

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James S. Wilson, Jr.  
City Administrator

Introduced by: Councilmember Martin

**RESOLUTION**

#1987- 93

WHEREAS, as of this date, Councilmember Michael Haney will retire from elective office, AND

WHEREAS, it is our desire to take note of, and express appreciation for, his service to the City as Councilmember during the period November 1983 to date.

NOW, THEREFORE BE IT RESOLVED THAT the Mayor and Council of Takoma Park, Maryland do hereby take recognition of the accomplishments of Michael Haney and express gratitude for his valued efforts on behalf of the City and its citizens.

BE IT FURTHER RESOLVED THAT this resolution be spread among the permanent records of the City of Takoma Park.

NOVEMBER 16, 1987

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Stephen J. Del Giudice  
Mayor

ATTEST: \_\_\_\_\_  
James S. Wilson, Jr.  
City Administrator

Introduced by: Councilmember Elrich

**RESOLUTION**

**#1987- 94**

WHEREAS, as of this date, Councilmember Lynne E. Bradley will retire from elective office, AND

WHEREAS, it is our desire to take note of, and express appreciation for, her service to the City as Councilmember during the period April 1982 to date.

NOW, THEREFORE BE IT RESOLVED THAT the Mayor and Council of Takoma Park, Maryland do hereby take recognition of the accomplishments of Lynne E. Bradley and express gratitude for her valued efforts on behalf of the City and its citizens.

BE IT FURTHER RESOLVED THAT this resolution be spread among the permanent records of the City of Takoma Park.

NOVEMBER 16, 1987

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Stephen J. Del Giudice  
Mayor

ATTEST:

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James S. Wilson, Jr.  
City Administrator

Introduced by: Councilmember Hamilton

RESOLUTION

#1987- 95

WHEREAS, as of this date, Councilmember Herman Williams will retire from elective office, AND

WHEREAS, it is our desire to take note of, and express appreciation for, his service to the City as Councilmember during the period April 1982 to date.

NOW, THEREFORE BE IT RESOLVED THAT the Mayor and Council of Takoma Park, Maryland do hereby take recognition of the accomplishments of Herman Williams and express gratitude for his valued efforts on behalf of the City and its citizens.

BE IT FURTHER RESOLVED THAT this resolution be spread among the permanent records of the City of Takoma Park.

NOVEMBER 16, 1987

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Stephen J. Del Giudice  
Mayor

ATTEST:

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James S. Wilson, Jr.  
City Administrator

(New Council)  
Item # 2

Introduced by: Councilmember Leary

RESOLUTION

#1987- 96

WHEREAS, as of this date, Councilmember Sharon Levy will retire from elective office, AND

WHEREAS, it is our desire to take note of, and express appreciation for, her service to the City as Councilmember during the period November 1985 to date.

NOW, THEREFORE BE IT RESOLVED THAT the Mayor and Council of Takoma Park, Maryland do hereby take recognition of the accomplishments of Sharon Levy and express gratitude for her valued efforts on behalf of the City and its citizens.

BE IT FURTHER RESOLVED THAT this resolution be spread among the permanent records of the City of Takoma Park.

NOVEMBER 16, 1987

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Stephen J. Del Giudice  
Mayor

ATTEST:

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James S. Wilson, Jr.  
City Administrator

CITY OF TAKOMA PARK, MARYLAND

Regular Meeting of the Mayor and Council  
November 30, 1987

CITY OFFICIALS PRESENT:

Mayor Del Giudice  
Councilmember d'Eustachio  
Councilmember Douglas  
Councilmember Elrich  
Councilmember Hamilton  
Councilmember Leary  
Councilmember Martin  
Councilmember Sharp

Asst. City Administrator Habada  
Deputy City Clerk Jewell  
Public Works Director Robbins

The Mayor and City Council convened at 8:02 P.M. on Monday, November 30, 1987 in the Council Chamber at 7500 Maple Avenue, Takoma Park, Maryland. Following the pledge, the Council Meeting Minutes of October 13 and October 26, 1987 were presented for approval. Councilmember Sharp commented that he was pleased to see the minutes photocopied on two sides of the paper and would like to see this continue. Mr. Sharp also suggested that when the transcriber is paraphrasing a Councilperson, the word "Councilmember" could be used the first time and "Mr." or "Mrs." used thereafter instead of repeating "Councilmember" each time. Corrections were noted to the spelling of two names in the October 13 Minutes. Mr. Sharp moved approval, collectively, duly seconded by Councilmember d'Eustachio. The corrected Minutes were approved by unanimous vote.

Councilmember Sharp commented that he wants a report at a future worksession, the City Administrator's recommendation of a staff person to be responsible for distribution of the City's Newsletter and an update on the idea of pursuing desk top publishing.

Mayor Del Giudice announced that the Mayor and Council will meet in Special Session on Monday, December 7, 1987 at 8:00 P.M., in order to hear comments pertaining to T.J.'s Food and Deli petition for a liquor license.

Councilmember Martin expressed concern that bank areas along Sligo Creek Parkway are eroding away creating a dangerous situation for bikers, joggers and motorists. Work will soon be starting on these roads and it will take approximately two days. Ms. Martin stated that the Department of Public Works is aware of this and that the citizens should be notified that there may be some traffic delays throughout the park while the work is being done.

CITIZENS' COMMENTS: (not directed at items for Council Action)

Wayne Upton, 7600 Maple Avenue related a recent experience where he had to stand up during the ride home on a Ride-On bus. Mr. Upton commented that it was not practical to have the buses drive over so many speed humps along the 13 and 17 routes. He stated that the buses travel fast making it uncomfortable for bus patrons. He noted that the humps were for the benefit of those people who live close to the Metro stations and that they could walk to and from the station--they don't have to ride the small buses. Mr. Upton suggested that these buses might be re-routed along smoother routes. He felt that this issue has been "pushed under the rug" and suggested that if the Mayor and Council rode these bus routes for a few nights out of the week, their attitudes might change toward this issue. Mayor Del Giudice suggested that this matter might be better discussed at worksession; however, his sense is that the whole issue of the Ride-On service will be addressed within the next couple of months because there is a Montgomery County proposal to bring smaller, quieter buses onto these routes and then the entire routing system could be examined.

Mr. Upton next expressed his concern over a growing problem--cocaine abuse. He distributed to the Mayor and Council information about a program "Narcotics Anonymous" and stressed that these programs are open to drug addicts as well as alcoholics. Mr. Upton stated that he was able to help a friend who had come to him admitting his addiction to cocaine. Mr. Upton referred this friend to a social worker who was able to get help for his friend through the Narcotics Anonymous program. Mr. Upton further commented that he was impressed with these programs and offered that others might benefit from them as well.

ITEMS FOR COUNCIL ACTION:

Mayor Del Giudice noted that the first item on the evening's agenda was to be a presentation by Kiltie Leach of Washington Adventist Hospital, on proposed construction at the hospital. However since Mr. Leach was not yet in attendance, the Mayor suggested that this item be deferred to the end of the regular business portion of the meeting.

1. Resolution Commending Teresa Fisher's Citizen Efforts.

Councilmember Hamilton moved adoption of the resolution, duly seconded by Councilmember d'Eustachio. This resolution commends the efforts of a New York woman who witnessed the incident in Howard Beach where a group of white individuals attacked three black men on December 20, 1986. Ms. Fisher came forward and testified at the judicial proceedings involving this incident. Wayne Upton distributed some background information about Congressman Floyd H. Flake, who represents the district of Howard Beach and who is referenced in the resolution. Mayor Del Giudice noted an editorial correction in the resolution where Mr. Flake's name should read with an apostrophe "s". Councilmember Douglas posed an editorial style question--whether the words "white" and "black" as it relates to race are capitalized. The consensus was to use the lower case style. Mayor Del Giudice also noted that Certificates of Appreciation were signed only by the Mayor and City Clerk. The resolution erroneously refers to the Mayor and Council signing such Certificate. Upon motion made by Councilmember d'Eustachio, duly seconded by Councilmember Hamilton, the phrase was amended. Following a voice call vote, the resolution, as amended, was passed unanimously.

RESOLUTION #1987-97  
(attached)

2. Resolution Creating Standing Committees.

Mayor Del Giudice moved the passage of the resolution, duly seconded by Councilmember Sharp. Mayor Del Giudice stated that based on council discussions, he has attempted to set forth the consensus view of the council on creation of standing committees. He pointed out that in the resolution, he made recommendations for appointments to those committees and chairpersons based on his discussions with individuals, their interests and their abilities to serve. Mayor Del Giudice noted that the resolution creates four basic committees; one in the area of administration and finance; a second in the area of planning, transportation and zoning; a third in the housing area; and a fourth in the community services area. Each committee will have three council persons serving on them. Councilmember Douglas pointed out for the benefit of the audience, that the purpose for these committees is to provide for a more orderly presentation of materials to the Council so that they can develop policy and legislation in advance of worksessions and council meetings; not as a substitute for action by this particular council. Councilmember Martin stated her concern on how this relates to already established committees. Mayor Del Giudice affirmed that some committees that have been non-functional for some time might be dissolved; others will be integrated into this standing committee process while others might be re-vamped as advisory or subcommittees of these groups. He noted that he had asked staff to compile information as to all the committees established so that their need and function could be evaluated by the Council and determined how they will fit into the system.

Wayne Upton, 7600 Maple Avenue questioned that with four more committees, how was the Council going to get citizen input and whether the time and agendas of the committees would be published in the Newsletter. Mayor Del Giudice pointed out that the meetings would be announced and planned. He stated that the ideal situation would be that each committee plan to meet on a specific night. For example, the understanding that the Administration and Finance Committee would always meet on the second Tuesday of the month. Mayor Del Giudice commented that other means could be used as well, such as the regular meeting agenda which is distributed throughout the City. However, that these committees were meant to initially be more legislative in function and open to citizen input through the use of citizen's advisory committees.

Mayor Del Giudice noted for the record an interesting article forwarded to him by City Administrator Wilson, on the use of standing committees by city municipal governments throughout the country.

Clarence Boatman, 133 Ritchie Avenue stated that he favors the idea of committees but questioned what the role of citizens in the community would be--to do the research for the committees? Mayor Del Giudice responded that it would depend on particular issues--in certain situations, the citizens may in fact get more involved in doing research and actually writing legislation; in other situations city staff would be doing most of that work.

Councilmember Hamilton pointed out the example of Mr. Upton's appearing before the Council earlier this evening about the Ride-On buses. He stated that as part of a particular committee, a smaller advisory committee made up of citizens could be set up to generate the public process of any matter such as the small bus issue and come back to the full council with information that is correct and detailed and directly related to the community's concerns. Mr. Hamilton also commented that the Committees are going to try to set up a good process where the Council can actually work with the department heads and citizens to come up with reasonable decisions.

Councilmember d'Eustachio commented that Mr. Boatman had raised some interesting questions and that there are alot more questions out there. Mr. d'Eustachio pointed out that this process is a little bit experimental and the Council hopes it will work. The Council will need to feel their way through the process gingerly to discover the best way to ensure that good decisions are made in a reasonably effective manner with an appropriate amount of citizen input

Councilmember Douglas commented that all issues that the committees will address are going to be of interest to each Councilmember who will have an opportunity to decide and debate on matters that come to the full Council.

The question was called and the resolution was passed by unanimous vote.

RESOLUTION #1987-98  
(attached)

3. Resolution Appointing Representatives to the Board of Directors of the Takoma Park Volunteer Fire Department. Upon motion made by Mayor Del Giudice, duly seconded by Councilmember Sharp this resolution and the Resolution Appointing Representatives to the Takoma Park Cable Television Board. were taken up together. The Mayor moved passage of both resolutions, duly seconded by Councilmember Sharp. Mayor Del Giudice noted that the first resolution appoints Councilmembers Hamilton and d'Eustachio, and City Administrator Wilson to 2-year terms on the Fire Board of Directors.



The second resolution appoints Councilmember Hamilton and City Library Director Ellen Arnold-Robbins to 2-year terms on the Cable TV Board. The question was called and both resolutions were passed by unanimous vote.

RESOLUTION #1987-99 and RESOLUTION #1987-100  
(attached)

4. CONSENT AGENDA ITEM: Bid Award for Vacuum Leaf Collector.

Councilmember Sharp moved adoption of the ordinance, duly seconded by Councilmember d'Eustachio. Assistant City Administrator Habada clarified that this bid met all of the specifications; however, there was some question as to the size of the vacuum hose. An 18-inch hose diameter was in the specification and the piece of equipment recommended in this bid award is for a 16-inch hose. Ms. Habada pointed out that the size of the hose is not critical; the hose on this piece of equipment would make it possible to have the leaves shoot straight to the collection bin, rather than with an angled hose where leaves always get caught up in the elbow of the hose. Public Works Director Robbins further explained that it was always believed that a larger opening would help to reduced blockage, but removal of the hose's elbow from the discharge chute is what allows the leaves to be ejected straight into the bin. Mr. Robbins stated that when leaves are wet they present a big problem in blockage for leaf collection. The ordinance was adopted by roll call vote as follows: AYE: Councilmembers d'Eustachio, Douglas, Elrich, Hamilton, Leary, Martin and Sharp.

ORDINANCE #1987-64  
(attached)

5. Washington Adventist Hospital Proposed Construction - ICU and Medical Records Expansion

Mayor Del Giudice noted that Mr. Leach had not arrived for this Council meeting and he may have misunderstood the presentation time. The Mayor pointed out that Mr. Leach did make a presentation to the Council at their worksession and that since the matter was pending before the Board of Appeals, the Council should take action this evening on the Hospital's request. Councilmember Elrich stated his concerns on the inappropriateness of the timing with which the Hospital brought this issue to the neighborhood. Mr. Elrich pointed out that approval was asked for after final plans were submitted to Park and Planning. He then made a motion to take "No Position" on the application; this motion was duly seconded by Councilmember Sharp. For the record, Mayor Del Giudice stated that the Hospital is proposing to construct an addition to the rear of the building, to add a two floor unit, raised above ground. He commented that most of the parking in the area of the rear of the building will be preserved, as well as access and egress through the back parking lots. The question was called and the motion of "No Position" carried unanimously.

Mayor Del Guidice announced that following adjournment of this evening's meeting, the Mayor and Council would meet in Worksession.

Upon motion made and duly seconded, the meeting adjourned at 9:12 P.M., to reconvene in special session at 8:00 P.M. on Monday, December 7, 1987.

Introduced by: Councilmember Gregory V. Hamilton

RESOLUTION NO. 1987-97

WHEREAS, Takoma Park, Maryland is a city where people from all over the world live in several multi-racial neighborhoods in peace and harmony, AND

WHEREAS, the City of Takoma Park government practices equality of opportunity in the area of employment - in hiring and promotion, AND

WHEREAS, racial violence in the United States is in bold contrast to the melting pot in Takoma Park. The Mayor and City Council communicate and work with ethnic groups from all over the world, AND

WHEREAS, on the nights of December 19-20, 1986, (3) three black men, Michael Griffith, Timothy Grimes and Cedric Sandiford were attacked by a white mob armed with bats and sticks in Howard Beach, Queens in New York City. Mr. Griffith while fleeing the racist attack was hit and killed by a car on a freeway, AND

WHEREAS, on the night of December 20, 1986 Teresa Fisher, a white woman watched from her sister's house in fear, while the white mob attacked Cedric Sandiford. Teresa Fisher called the police on the 911 number but the police told her the location could not be located on the computer. Teresa Fisher was so upset she risked her life when she got into her car and tried to rescue Cedric Sandiford from the angry mob, AND

WHEREAS, during the Howard Beach trial in October of 1987 Teresa Fisher testified about the racial attack on the three black men by the white mob on December 20, 1986, AND

WHEREAS, Teresa Fisher, a white woman and a believer in racial justice exhibited extreme courage on the night of December 20, 1986 by trying to help Cedric Sandiford. The Mayor and City Council of Takoma Park admire Teresa Fisher for trying to help Cedric Sandiford and for testifying at the trial,

NOW, THEREFORE, BE IT RESOLVED, that copies of this resolution with an attached letter from the Mayor of Takoma Park be sent to Governor Mario Cuomo, Mayor Ed Koch, New York's Senator's and Congressman Floyd Flake - Howard Beach's Congressman, AND

BE IT FURTHER RESOLVED, that a certificate of appreciation signed by the Mayor be awarded to Teresa Fisher through Congressman Floyd Flake's office for her efforts on December 20, 1986 and October 1987.

Dated: November 30, 1987

Introduced by: Mayor Del Giudice

Adopted: November 30, 1987

RESOLUTION No. 1987-98

Resolution to establish Standing Committees of the Council and to appoint chairperson and members to such Standing Committees.

WHEREAS, Section 1.5(b) of the City Charter empowers the Mayor to establish and appoint such Standing Committees as the Council may determine and to designate a chairperson of such Standing Committees as the Mayor may determine; AND

WHEREAS, the Mayor and Council have determined that there is a need to create certain Standing Committees to improve the operation of City government and to better coordinate the development of policy and programs with the City Administrator and Departments.

NOW THEREFORE BE IT RESOLVED THAT the Mayor and Council hereby establish the following Standing Committees.

- (1) Administration and Finance Committee
- (2) Planning, Transportation and Zoning Committee
- (3) Housing Committee
- (4) Community Services Committee

BE IT FURTHER RESOLVED that the following councilmembers shall serve as chairperson or as members of the Standing Committees as designated below.

- (1) Administration and Finance Committee  
Chairperson: Paul d'Eustachio  
Members: Marc Elrich and William Leary
- (2) Planning, Transportation & Zoning Committee  
Chairperson: William Leary  
Members: James Douglas and Janice Martin
- (3) Housing Committee  
Chairperson: Edward Sharp  
Members: Marc Elrich and Gregory Hamilton
- (4) Community Services Committee  
Chairperson: Gregory Hamilton  
Members: James Douglas and Janice Martin

BE IT FURTHER RESOLVED that each Standing Committee shall as soon as practicable develop a statement of its charge, the policy and program areas for which it will have responsibility; which statement shall be developed in consultation with the City Administrator and appropriate Department Directors and staff and shall be subject to review and approval of the full Mayor and Council.

BE IT FURTHER RESOLVED that each Standing Committee within the parameters of Section 1.5(b) of the City Charter may establish sub-committees and advisory committees with citizen representatives.

Introduced by: Mayor Del Giudice

Adopted: November 30, 1987

RESOLUTION NO. 1987-99

WHEREAS, the City of Takoma Park is represented on the Board of Directors of the Takoma Park Volunteer Fire Department according to the 1974 Agreement between the Takoma Park Volunteer Fire Department and the City of Takoma Park; AND

WHEREAS, it is the desire of the Mayor and City Council to be represented on the Board of Directors of the Takoma Park Volunteer Fire Department.

NOW, THEREFORE, BE IT RESOLVED THAT Councilmembers Gregory V. Hamilton and Paul D. d'Eustachio are hereby appointed as the City's representatives to the Takoma Park Volunteer Fire Department Board of Directors.

BE IT FURTHER RESOLVED THAT the City Administrator, James S. Wilson, Jr., is hereby re-appointed as the non-elected City official to the Board of Directors of the Takoma Park Volunteer Fire Department.

BE IT FURTHER RESOLVED THAT the above-named representatives are each appointed to a 2-year term; whose terms of office shall expire on the City's Election Day.

Adopted this 30th day of November, 1987

Item #5

Introduced by: Mayor Del Giudice

Adopted: November 30, 1987

RESOLUTION NO. 1987- 100

WHEREAS, the Cable Television Board includes one seat for a representative Councilmember and one seat for a City Staff representative, AND

WHEREAS, Councilmember Gregory V. Hamilton has indicated his willingness to serve, and City staff member Ellen Arnold-Robbins has indicated her willingness to continue to serve on the Cable Television Board.

NOW, THEREFORE, BE IT RESOLVED THAT the City Council of Takoma Park does hereby appoint the following persons as representatives for the vacant seats on the City Cable Television Board:

- (1) Gregory V. Hamilton, Council Representative
- (2) Ellen Arnold-Robbins, City Staff Representative

BE IT FURTHER RESOLVED THAT the above-named representatives are each appointed to a 2-year term; whose terms of office shall expire on the City's Election Day.

Adopted this 30th day of November, 1987

Single Reading: 11/30/87

ORDINANCE #1987-64

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TAKOMA PARK,  
MARYLAND

- SECTION 1. THAT the Fiscal Year 1987-88 City Budget earmarked \$14,500 in the Capital Budget for the purchase of one VACUUM LEAF COLLECTOR for the Public Works Department; AND
- SECTION 2. THAT bids were solicited from qualified dealers and advertised for two consecutive weeks in two weekly newspapers of local circulation; AND
- SECTION 3. THAT bids were publicly opened at 10:00 A.M., November 25, 1987, with the low bid of \$13,200.00 having been received from Old Dominion Brush Company; AND
- SECTION 4. THAT the bid of Old Dominion Brush Company for one VACUUM LEAF COLLECTOR is hereby accepted; AND
- SECTION 5. FURTHER that Old Dominion Brush Company has submitted the required notarized statement certifying that company is not involved in the nuclear weapons industry or the sale of merchandise produced by companies so involved; AND
- SECTION 6. THAT funds to cover this purchase in the amount of THIRTEEN THOUSAND, TWO HUNDRED DOLLARS (\$13,200.00) be charged to the Capital Expenditures Account, #995.

Adopted this 30th day of November, 1987